DONALD C. LINDEN and HARRY

M. LINDEN,

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

Plaintiffs,

AT LAW

VS:

:

JAMES HOWELL,

Defendant

No. 7973

### ORDER

WHEREAS, by order entered by this Court in this cause on May 24, 1968, the sum of \$773.95 was ordered to be paid to Roy E. Walker, Walker's Boat Works at Orange Beach, Alabama, from the sum of \$1,600.00 held by the Clerk of this Court pursuant to attachment issued in this cause on a 1942 Cris-Craft boat, Cruiser, Serial No. K23112, 25 foot 8 inches length, wood construction gas power, and

WHEREAS, the Clerk of this Court now holds the remaining amount of \$826.05 for the benefit of the Plaintiffs in this cause, at whose instance the said writ of attachment had been issued, and

WHEREAS, on May 27, 1968, judgment was entered by the Court in this cause in favor of the Plaintiffs and against the Defendant in the amount of \$6,180.00, together with costs of court, it is therefore,

ORDERED, ADJUDGED AND DECREED by the Court that the said sum of \$826.05 presently held by the Clerk of this Court be and it is hereby condemned in payment of costs of court accrued in this cause and in partial satisfaction of the said judgment rendered in favor of Plaintiffs and against the Defendant in this cause, and the Clerk of this Court is hereby ordered to

deduct from the said amount of \$826.05 the costs of court accrued herein and to pay the remaining amount to the attorneys of record for Plaintiffs upon the execution by them on the records of this Court of the appropriate notation and acknowledgment of partial satisfaction of judgment.

DONE this 5 day of September, 1968.

Circuit Judge

DONALD C. LINDEN and HARRY

M. LINDEN.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

Plaintiffs.

AT LAW

VS:

:

JAMES HOWELL,

•

Defendant

No. 7973

\*

## ORDER

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deduct from the said amount of \$826.05 the costs of court accrued herein and to pay the remaining amount to the attorneys of record for Plaintiffs upon the execution by them on the records of this Court of the appropriate notation and acknowledgment of partial satisfaction of judgment.

DONE this 52 day of September, 1968.

Circuit Judge D. Mis Dle Brenn

DONALD C. LINDEN and HARRY M. LINDEN,

Plaintiffs,

Vs.

JAMES HOWELL,

BALDWIN COUNTY, ALABAMA Ĭ AT LAW CASE NO.

IN THE CIRCUIT COURT OF

7973

Defendant.

APPLICATION FOR HMENT RELEASE AND <u>IRMATION OF SALE</u>

Comes now the Defendant, by his Attorney, Kenneth Cooper, Esquire, and makes known unto Your Honor that the Plaintiffs in this cause did, on 2 March, 1968, levy by attachment, the following described property of the Defendant's, to-wit:

One 1942 Cris-Craft Boat, Cruiser, Serial No. K23112, 25' 8" length, wood construction, gas power;

that said boat is tied up at Roy Walker's Marina, at Orange Beach, Alabama; that the attachment provided it was "subject to any legitimate claim by Roy Walker for work and labor done upon said boat", and Roy Walker advises his claim is approximately \$771.00; that your Defendant, by his Attorney, has obtained the consent of the Attorney of Record for Plaintiffs in this cause, to-wit, William H. MEDermott, for the sale of said boat for the sum of \$1,600.00, as is, to W. N. Johnson, of Selma, Alabama, and also the consent of Hon. James A. Owen as Attorney for Lone Star Cement Company who has a judgment against the Defendant, and Hon. David W. Green, as Attorney for Thomas Stevens, who also has a suit pending against the Defendant; that the said sum of \$1,600.00 is a fair and reasonable price for the above described boat.

Wherefore, your Defendant prays this Honorable Court to release the attachment on above boat, upon the said W. N. Johnson paying into this Court the said sum, and confirm the sale of said boat.

# ORDER FOR RELEASE OF ATTACHMENT AND CONFIRMATION OF SALE

The foregoing Application having been presented to this Court, and its contents fully understood, the Court hereby grants the relief prayed for. It is therefore

ORDERED, ADJUDGED and DECREED by the Court that the attachment issued upon above described boat is released, and the Court confirms the sale of said boat by James Howell, a/k/a James W. Howell, to W. N. Johnson, of Selma, Alabama, for the sum of \$1,600.00, when the said sum is paid to the Clerk of this Court, Alice J. Duck, for disbursement to be decided later.

Delang Mandelyne
CIRCUIT JUDGE

APR 221968

ALGE J. JULY CLERK REGISTER

034

DONALD C. LINDEN and HARRY M. LINDEN,

Plaintiffs,

Vs.

JAMES HOWELL,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW
CASE NO. 7973

#### ORDER

Ĭ

WHEREAS this Court did heretofore order the sale of one 1942 Cris-Craft Boat, Cruiser, Serial No. K23112, 25' 8" length, wood construction gas power, owned by James W. Howell, for the benefit of his creditors, and

WHEREAS the said sale has been consummated and the proceeds therefrom, to-wit, \$1,600.00, paid to the Clerk of this Court, and

WHEREAS Walker's Boat Works did have a lien on said boat of \$773.95, which amount the Court finds to be reasonable, and that said amount is due, and no part thereof paid, it is therefore

ORDERED, ADJUDGED AND DECREED by the Court that Alice J. Duck, Clerk of this Court, forthwith pay to Roy E. Walker, Walker's Boat Works, at Orange Beach, Alabama, the said sum of \$773.95.

DONE this 24 day of May, 1968.

Joseph A. Mad Steery CIRCUIT JUDGE

MAY 24 1968

ALIGE & DEEK REGISTER

DONALD C. LINDEN and HARRY M. LINDEN,

Plaintiffs,

-vs-

JAMES HOWELL,

Defendant,

SOUTH BALDWIN DEVELOPMENT CORP, INC., a corporation, MAGNOLIA LAND COMPANY, and FOLEY & COMPANY,

Garnishees

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW 1913

Come the above companies, acting by and through J. B. Foley, President of each, and in answer to the writ of garnishment dated February 1, 1968, as served in this case, shows as follows:-

That James Howell has at certain times in the past represented the above companies in his capacity as attorney at law; that to the best of affiant's knowledge, information and belief, none of these companies are indebted to the said James Howell in any amount, nor have any of said companies, to the best information and belief of the affiant, been indebted to said James Howell in any amount, either at the time of service of said garnishment or at the time of making this answer, or at any time intervening; that no statements for legal services have been submitted which are unpaid, nor have any statements of any kind been submitted since the service of said garnishment; that the said companies will not be indebted to said Defendant in the future by virtue of a contract then or now existing, nor will any be liable to the Defendant by virtue of a contract then or now existing 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; that these companies do not have in their possession or under their control any monies or effects belonging to the Defendant.

Sworn to and subscribed before me on this the 29th day of February, 1968.

Notary Public, Baldwin County State of Alabama MAR 1 1968

ALCE J. DUCK REGISTE

c. G. C.

#### McDermott & Slepian

ATTORNEYS AT LAW

FIRST NATIONAL BANK BUILDING

MOBILE ALABAMA

36601

WILLIAM H. MCDERMOTT RONALD R. SLEPIAN THOMAS E. BRYANT, JR. EDWARD B. MCDERMOTT MAILING ADDRESS: POST OFFICE DRAWER 2025 PHONE 432-2632

September 4, 1968

Judge Telfair J. Mashburn Circuit Court of Baldwin County Baldwin County Court House Bay Minette, Alabama 36507

In re: Donald C. Linden and Harry M. Linden

vs: James Howell

Circuit Court No. 7973, At law

Dear Judge Mashburn:

As you know, an attachment was issued in this case at our request upon a boat, as to which Roy Walker of Orange Beach held a lien. By order issued by you on May 24, 1968, \$773.95 was ordered paid to Roy Walker from the \$1,600.00 held by the Clerk of the Court in satisfaction of his lien. On May 27, 1968, judgment was rendered in favor of the Plaintiffs, our clients, and against the Defendant for \$6,180.00, plus costs.

I have prepared and am enclosing original and copy of an order prepared for your signature condemning the remaining amount of \$826.05 for payment of costs and partial satisfaction of our judgment. I would appreciate it if you would sign this order and by copy of this letter I am asking Mrs. Duck to notify me when the order has been signed and filed in order that we can execute the appropriate evidence of partial satisfaction on the records of the Circuit Court.

With best wishes, I am,

Respectfully yours,

William H. McDermott

For the Firm

WHMcD:gs Enclosure

cc: Mrs. Alice J. Duck, Clerk

Messrs. Donald C. Linden and Harry M. Linden

DONALD C. LINDEN and

IN THE CIRCUIT COURT, BALDWIN COUNTY

HARRY M. LINDEN

Plaintiffs,

vs.

JAMES HOWELL

Defendant,

THE FIRST NATIONAL BANK OF MOBILE

Garnishee.

#### ANSWER

Comes B. F. King, III, Vice President and Cashier of The First National Bank of Mobile, Mobile, Alabama, and says that he, as Vice President and Cashier of The First National Bank of Mobile is duly authorized by said The First National Bank of Mobile to make this answer to garnishment for and on its behalf, answering the garnishment served on the bank on the 9th day of February, 1968, in the above entitled cause, says that The First National Bank of Mobile is indebted to the said defendant in the entitled cause in an account in The First National Bank of Mobile, Mobile, Alabama, with a balance of \$11,340.40. Garnishee further states that on January 17, 1968 Garnishee was served with a garnishment by the Circuit Court, Mobile County, Alabama in the amount of \$18,000.00, on which Garnishee has fully answered on the 13th day of February, 1968.

Garnishee having fully answered prays to be discharged with reasonable costs in this behalf expended.

Subscribed and sworn to before me on this 23rd day of February, 1968.

Notary Public, Mobile County, Alabama

My Commission Expires:

### FOR ATTACHMENT

(9) A boat owned by, or an equity therein owned by, James Howell, Defendant in this case, approximately 27 feet in length and presently stored at Roy Walker's Marina at Orange Beach (Baldwin County), Alabama, subject to any legitimate claim by Roy Walker for work and labor done upon said boat.

# THE STATE OF ALABAMA,

Baldwin County.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS,_	Donald C. Linder	n and Harry	M. Linden,	ar garan	1.30 100 100 100 100 100 100 100 100 100 1	
	rans					1741 °
All the second s	and the second s					
		- 01 1 60			4 4	
hath complained on oath	to me, ALICE J. DUCK	C, Clerk of Cir	cuit Court of Ba	ildwin County	Ala.,	tha
James Howell						
Winds Street	1 2				W. W.	
is justly indebted to the	Plaintiffs Donald C.	Linden and	Harry M. Li	Inden,		
en e						
	***					
in the sum of Six The	ousand and no/100 -				Dollars	
<u>Plaintiff</u>			having made	affidavit and	d given	bono
as required by law, in su	ich cases, you are here	by commande	d to attach so	much of th	ne estat	e oí
Tomas Harrolli A	s Attached hereto:					
James Howert A	a Accadired Hereco.			<del>*</del>		****
as will be of value suffic	ient to satisfy said debt a	nd costs, accor	ding to the com	plaint: and su	ch estate	e, so
	l, so to secure, that the sa					
	of Baldwin County, Ala 30 days from the se			at the Court.	House of	: S210
County, on		Monday of			19	
next; when and where ye	ou must make known to :	said Court how	you have exec	uted this Writ		
WITNESS, my hand, tl	nis 23rd day of	February		A. D., 1	9 68	
			alice		h	
		-	were	- Kules	C:	lerk.

E SAR

# ATTACHMENT

DONALD C. LINDEN & HARRY M. LINDEN

Vs. ATTACHMENT

JAMES HOWELL

Issued February 23, 1968

Moore Printing Co.,

23 days March 68

2 days March 68

Games Howell

200 on Janus Howell

Sheriff claims 72 miles at Fen Cenis per mile Total \$ 7 TAYLOR WILKINS, Should Y

The Within Property. altacher ley Sewing

Boat at Roy Walking in Drayge Beach, clar and by summy

> McDermott, Slepian & Feibelman-P. O. Drawer 2025- Mobile, Ala

DONALD C. LINDEN and

IN THE CIRCUIT COURT OF

HARRY M. LINDEN,

BALDWIN COUNTY, ALABAMA

Plaintiffs,

VS.

AT LAW

JAMES HOWELL.

Defendant

CASE NO.

Come now the Plaintiffs and amend the description of the Chris Craft Boat heretofore requested to be levied upon in attachment, and further describe said boat as follows (this boat being the property listed and identified as Item 1 in the list of property requested to be attached and filed at the same time as the original Complaint was filed herein):

That certain Chris Craft Boat, 1958 Model, 34' 7" in length, Registration Number 2521 UB, known as "Legal Eagle".

McDERMOTT, SLEPIAN & FEIBELMAN

Attorneys for Plaintiffs

FEB 1 91968

# Notice of Levy on Real Estate

Donald C. Linden & Harry M. Linden vs.	Baldwin County Circuit Court	. ss mightun st
James Howell	and the second	, m
ToHarry Dolive	Judge of Probate, Baldwin County, Alabama:	
Notice is hereby given that un	nder a Writ of Attachment	
	entitled cause, I have levied on the following described property	
of said Defendants, described as follows,	viz:	
Southwest quarter of the south	hwest quarter of the southeast quarter	
of Section 5, Township 5 South	h, Range 3 East, containing approximately	
10 acres.		BOOK
		0 %
	STORE OF BLAHAMA	PAGE JC 1
STATE OF ALABAMA, BALDWIN COUNTY,	BANC TO COMUNION THE SECOND OF SECOND	
I certify that this instrument was filed on		
FEB 1 9 1968 LISK	FEL 1 5 1953 A	
and that no tax was collected. Recorded in	O OR Mice Bo tax was well-a was Recommed in	
Book 5 Strong D'Olive	Page 10 days of order	
3	St.	
The above described Real Estate being in	Baldwin County, Alabama	
Given under my hand this1	9th day of February 10 68	2
	Sheriff of Baldwin County, Alabama	5
	~	

DONALD C. LINDEN and HARRY M. LINDEN,	)	
·	)	
Plaintiffs,	)	IN THE CIRCUIT COURT OF
-VS-	)	BALDWIN COUNTY, ALABAMA
JAMES HOWELL,	)	AT LAW
Defendant,	)	1973
THE TOWN OF GULF SHORES, ALABAMA,	)	
Garnishee	)	

Comes the Town of Gulf Shores, a municipal corporation, acting by and through its Mayor, who is hereunto duly authorized, and for answer to the writ of garnishment dated January 25, 1968, served on the said Town of Gulf Shores in this cause, shows as follows:-

That James Howell has been representing the Town of Gulf Shores as its attorney on a retainer fee basis and that no retainer fees are due and payable to him; that the said James Howell, as such attorney, has performed services for which he would be entitled to additional compensation in connection with the construction and funding of a sewer system in the Town of Gulf Shores if and when contracts are let, funds obtained, and bonds issued in connection therewith. However, payment will only be due at such time as funds are available through Government participation, sale of bonds, etc; that James Howell is no longer representing the Town of Gulf Shores as its attorney and that another attorney has been retained to complete the legal work necessary and required in connection with the municipal sewer project, and that there has been no determination of the amount which will be due to the said James Howell, or what per centage of the fee will be paid to the other attorney or attorneys involved in connection with this project, if and when the funds are available and contracts let; that the Town of Gulf Shores is indebted to the said Defendant in no other sum or in no other manner, either at the time of service of said garnishment, or at the time of the making of this answer, or at any time intervening the service of said garnishment and making this answer; that it will not be indebted to said Defendant in the future by virtue of a contract then or now existing, except the sums in an undetermined amount which may be found to be due in connection with the sewer project as aforesaid; nor will it be liable to the Defendant by virtue of a contract now existing 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, except possible funds to become payable in connection with the sewer project as aforesaid; that this garnishee does not have in its possession or under its control money or effects belonging to said Defendant; that it has no contract with said Defendant and is not liable to him in any other manner than as hereinabove set forth.

TOWN OF GULF SHORES, a Municipal Corporation

By Mayor Mayor

As Garnishee

Sworn to and subscribed before me on this the 12th day of February, 1968.

Notary Public, Baldwin County
State of Alabama

FE 15



# THE STATE OF ALABAMA,

Baldwin County.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREA	AS, Donald C. Li	nden & Harry	M. Linden	
				***
with any of the control of	and a street on position of the street of th	and the same and t		
hath complained on	oath to me, ALICE J.	DUCK, Clerk of	Circuit Court of Bal	ldwin County, Ala., tha
James Howel				
is instly indebted to	the Plaintiff Donal	.d C. Linden &	Harry M. Linde	en.
is justify indeped to	the rightfill			
		, , , , , , , , , , , , , , , , , , , ,		
and the second	n such cases, you are	e garage		much of the estate of
				ang terapagan
s will be of value su	ifficient to satisfy said o	lebt and costs, acc	ording to the comp	laint; and such estate, so
e per la companya di periodia	the second second			oceedings thereon to be
	r.			at the Court House of said
	n 30 days from ser			
430	* A			
eat, when and when	e you must make know	n to said Court h	ow you have execut	ed this Writ.
110401	I, this let a	ay of February	The second state of the se	_A. D., 19_68
		•	man and the second of the seco	and the second s
		e e e e e e e e e e e e e e e e e e e	alical	Lall oh.
		· · · · · · · · · · · · · · · · · · ·		- Averk.

No. 7973

# ATTACHMENT

DONALD C. LINDEN & HARRY M. LINDEN,

ATTACHMENT

JAMES HOWELL,

TAYLOR WILKINS, Sheriff By Castlain D. S.

UMAble to obtain stock (12 shares) IN South Butcherin Developement Corp. INC. from Defendant.

inved a copy of the within Uttocc

aducted stock by the following. Served Notice to Simmy Jurkiwicz, President this 16th day of February 1968

Im Easthum DS.

Sheriff claims 12 miles at Ton Com's per mile Total \$ 7.5 TAYLOR WILKINS, STORY M & ac (

Issued February 1

Moore Printing Co.

McDermott, Slepian & Feibelman P. O. Drawer 2025 Mobile, Ala.

attached the following mul estate by filing, a ceft of notice of Lengin probate office a serving ! David of

Lots 8 and 9, Block 35, Foley, (the description 🔾 said property being more particularly described in mortgage recorded in Book 489, pages 691-693 of the Probate records of Baldwin County, Alabama wherein the mortgagee is Margaret Lawrenz Swa = m. individually and as trustee of Cordelia E. Swain and Larry A. Swain).

> May low William & Aurill By Goe Castlum, O.K Joley 72 miles

attached the following prepert Copy of Motive of Leny in own

Southwest quarter of the southwest quarter of the southean quarter of Section 5, Township 5 south, Range 3 East, containing approximately 10 acres.

the state of the s			**
STATE	OF	:	ALABAMA

Baldwin County

TO
YOU ARE HEREBY NOTIFIED that a Writ of Garnishment has been issued in the case of
Donald C. Linden & Harry M. Linden
versus James Howell Defendant,
now pending in the Circuit Court of Baldwin County, Alabama, Law Side, in which South Baldwin Development Corp., Inc., a corp., Magnolia Land Company and Foley & Company,

ha. We been named as Garnishee.S....

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

SIS

1st day of February 1968

Clerk of the Circuit Court.

Executed 2/9/109

# The State of Alabama, Baldwin County

## CIRCUIT COURT

To Any Sheriff of the State of Alabama-Greetings:

Whereas Donald C. Linden & Harry M. Linden		
has commenced suit by Summons and Complaint returnable to the	te next term of the Circuit	Court of
said County, againstJames Howell		
		A COMPANY OF THE PARTY OF THE P
for the sum of Six Thousand and no/100	Dollars and whereas,	the said
Harry M. Linden & Donald C. Linden with United St	ates Fidelity & Guaran	cy Co.,
by James M. Paulk, Attorney in Fact,		
nave entered into bond, and made affidavit as required by law the	and the second s	
James Howell		
Harry M. Linden is indebted to Donald C. Linden ∈ the sum of Si	x Thousand and no/100	
Dollars, and that process of garnishment is believed to be nec		
judgment as may be recovered by Plaintiff, and that South Bal a corp., Magnolia Land Company and Foley & Company	dwin Development Corp.	, <u>Ine.</u> ,
is believed to be chargeab	le as garnisheesin the cause.	
YOU ARE THEREFORE, commanded to summon the sa		opment Corp
Inc., a corp., Magnolia Land Company and Foley &		
within 30 days from the service hereo	E, term of the Circuit	Court, to
be holden for the County of Baldwin, onabove		19,
then and there to answer, upon oath, whether, at the time of		
at the time of making your answer, or at any time interveni		
garnishment and making the answer, you were indebted t		
will not be indebted to him in the future by a contract then	Manufacture (Alice Alberta Alb	
then existing, you are liable to him for the delivery of personal pro		
which may be discharged by the delivery of personal property, or		property,
and whether you have not in your possession or under your contr	ol money or effects belongs	
defendant.		
Witness my hand this lst day of Februar	y	ng to the

ived I day of July 1968	No 7973
on g day of the within Days.	Circuit Court of Baldwin County
Louth Baldmin Developm	water the second
Class, class	
ervice on Jum Jinkiemecz	DONALD C, LINDEN & HARRY M. LINDEN
arvice on Ythan Thank	BOWNED O, DINDER & WARLI M. DINDER
THE REPORT OF THE PROPERTY OF	
AM Costlume	
	VS. GARNISHMENT ON SUMMONS
Loley 1 ale-	
	JAMES HOWELL
mixed 7 day of Jela 168	
on I day of Feli. 68	
be a second of the within Dawn	
Magnolia Land co.	
Betty Singleton, Cop.	Issued 1st day of Feb. 1968
Ollicer	
TAYLOR VALKINIS Sheriff	South Baldwin Development Corp., Inc., may be served by serving Mr. John J.
By my Eastlem Do. S.	Jurkiewicz, 210 West Laurel Ave., Foley,
Holey, ala	
of There	Magnolia Land Co. & Foley & Company
7 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	may be served by serving Mr. J. B. Foley, South McKenzie Street, Foley, Ala.,
of John of July 19 68	douch menenate officer, totes, wia.,
- 7 11 of Jelle 68	
o gay of the within Dam.	
I sley 4 Company	
<u> </u>	McDermott, Slepian &Feibelman
Belly Cial to	P.O. Drawer 2025 Plaintiff's Attorney
Cours Olivas	Mobile Al Allopis Printing Se 0/6
TWINE WE VIEW OF THE	Ten Cents per mile Total 5 2/
CHOILDR VERZIEN Sheriff	S17 MYLER YZLKILL STORE
The Continue of the State of th	Fr. J. M. Gallum

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# The State of Alabama, Baldwin County

## CIRCUIT COURT

To Any Sheriff of the State of Alabama-Greetings:

the control of the co		
Whereas DONALD C. LINDEN & HARRY M. LINDEN	J	
ave sommenced suit by Summons and Complaint returnable to	the next term of the Circuit Court of	evenue ( l'imperior )
said County, against James Howell		
for the sum of Six Thousand and no/100 (\$6,000.00)	)Dollars and whereas, the said	
Donald C. Linden & Harry M. Linden with United S	tates Fidelity & Guaranty Co.,	
by: James M. Paulk, Attorney-in-Fact,		
has entered into bond, and made affidavit as required by law		
True M. Tandan		
Harry M. Linden, is indebted to <u>Donald C. Linden ∈</u> the sum of	Six Thousand and no/100	
Dollars, and that process of garnishment is believed to be n		
judgment as may be recovered by Plaintiff, and thatAlice Baldwin County, Alabama and Town of Gulf Shores, Bank of Mobile (James Howell Trust Account)	Alabama, and the First National	
areisabelieved to be charge:	able as garnishee <sup>s</sup> in the cause.	
YOU ARE THEREFORE, commanded to summon the Baldwin County, Alabama and Town of Gulf Shores, Amobile (James Howell Trust Account)	said Alice J. Duck, Clerk, Circuit Co Alabama and First National Bank of	our <b>t</b> S
within 30 days from the Service her to be and appear mxxke	reofterm of the Circuit Court, to	
be holden for the County of Baldwin, on	19,	
then and there to answer, upon oath, whether, at the time	of the service of this garnishment, or	
at the time of making your answer, or at any time interve	ning between the time of serving the	
garnishment and making the answer, you were indebted	to the defendant, and whether, you	
will not be indebted to him in the future by a contract ther	existing, and whether by a contract	
then existing, you are liable to him for the delivery of personal p	property, or for the payment of money	
which may be discharged by the delivery of personal property, o	or which is payable in personal property,	
and whether you have not in your possession or under your con	trol money or effects belonging to the	
defendant.		
Witness my hand this25thday ofJanu	ary,1968	
<u> Le</u>	cet Mescel, Clerk	:

	Wall
eived 36 day of Jan 19.68	No. 7993 410
on 29 day of Pay 1968	Circuit Court of Baldwin County
Claudo Connas Mayor	
TAYLOR WILKING, Sheriff	Donald C. Lindon
TAYLOR WILKING, Sheriff  By An College D. S.  Selection of the selection o	vs. Garnishment on summons
alvod 2 (0 day of Jan 168	James Hawell
on 5 day of 2 1968	
Olice J. Duck	Issuedday of19
Stalca ou	
By W. Jallink	1 BY COPUTY SHERIES  OPPUTY SHERIES  OF COMMENT SHERIES  OF COMMEN
society of the societ	Sheriff claims / 10 Sheriff claims 1001 \$/0 Sheriff (100 Cents per mile 1001 \$/0 Sheriff
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of moule	
RAY D. BRIDGES, Shirt	Printed by Moore Printing Co. 3 118011  Printed by Moore Printing Co. 3 118011  11830 Hill Bills 0,038
mc Warningth	

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The state of the s

# Notice of Levy on Real Estate

Donald C. Lin	Linden vs.	Baldwin County Circuit Court
James Howell	Defendar	nt
ToHar	ry Dolive	Judge of Probate, Baldwin County, Alabama:
Notic	ee is hereby given that under a Wi	rit ofAttachment
issued in favor o	f the Plaintiff in above entitled ca	use, I have levied on the following described property
of said Defendan	its, described as follows, viz:	
Lots 8 an	d 9, Block 35, Foley, (the	e description of said property
being mor	e particularly described	in mortgage recorded in Book 489,
pages 691	-693 of the Probate recor	ds of Baldwin County, Alabama,
		Lawrenz Svain, individually and
wielein c	ne mortgagee is margaret.	Hawrenz Swalli, Individually and
		7 T A C
as truste	e of Cordelia E. Swain and	d Larry A. Swain).
as truste	e of Cordelia E. Swain and	d Larry A. Swain).
as truste	e of Cordelia E. Swain and	
as truste	e of Cordelia E. Swain and	STATE OF ALABAMA, BALFONN COUNTY
as truste	e of Cordelia E. Swain and	STATE OF ALABAMA,  BALFININ COUNTY  I county that this instrument was filled on
as truste	e of Cordelia E. Swain and	STATE OF ALABAMA,  BALFOVIN COUNTY  I centry that this instrument was filed on  FFB 1 6 1968 2 20 M
as truste	e of Cordelia E. Swain and	STATE OF ALABAMA,  BALFOUN COUNTY  I county that this instrument was filled on  FFR 1 6 1968 2 2000  and that no tax was collected. Recorded in
as truste	e of Cordelia E. Swain and	STATE OF ALABAMA,  BALFOUN COUNTY  I centry that this instrument was filled on  FFB 1 6 1968 2 DIM  and that no tax was collected. Recorded in
as truste	e of Cordelia E. Swain and	STATE OF ALABAMA, BALFOVIN COUNTY I county that this instrument was filled on  FFB 1 6 1968 2:00M  and that no tax was collected. Recorded in Sook
as truste	e of Cordelia E. Swain and	STATE OF ALABAMA, BALFOVIN COUNTY I county that this instrument was filled on  FFB 1 8 1968 2 2000  and that no tax was collected. Recorded in Book 2 Many D'Oline
as truste	e of Cordelia E. Swain and	STATE OF ALABAMA,  BALFOVIN COUNTY  I county that this instrument was filed on  FFB 1 8 1968 2 20 M  and that no tax was collected. Recorded in  Book Day Many D'Olive
as truste	e of Cordelia E. Swain and	STATE OF ALABAMA,  BALFOVIN COUNTY  I county that this instrument was filed on  FFB 1 8 1968 2 2000  and that no tax was collected. Recorded in  Book Decorded Police
	bed Real Estate being in Baldwin	STATE OF ALABAMA,  BALTOVIN COUNTY  I centry that this instrument was filed on  FFB 1 8 1968 2 2000  and that no tax was collected. Recorded in  Book Harry Doline  Bage Sy Judge of Probate  By
The above describ		STATE OF ALABAMA,  SALEMIN COUNTY  I centry that this instrument was filled on  FFB 1 6 1968 2 DM  and that no tax was collected. Recorded in Sock  Book John D'oline Judge of Probama  By  County, Alabama
The above describ	bed Real Estate being in Baldwin	STATE OF ALABAMA,  SALEMIN COUNTY  I centry that this instrument was filled on  FFB 1 6 1968 2 DM  and that no tax was collected. Recorded in  Book Judge of Probagang  By  County, Alabama

### FOR GARNISHMENT

- (1) South Baldwin Development Corporation, Inc., a corporation, is supposed to be indebted to, or have effects of the said James Howell, Defendant, in its possession or under its control, and Plaintiffs believe that process of garnishment against said South Baldwin Development Corporation, Inc. is necessary to obtain satisfaction of their debt from Defendant.
- (2) Magnolia Land Company is supposed to be indebted to, or have effects of the said James Howell, Defendant, in its possession or under its control, and Plaintiffs believe that process of garnishment against said Magnolia Land Company is necessary to obtain satisfaction of their debt from Defendant.
- (3) Foley & Company is supposed to be indebted to, or have effects of the said James Howell, Defendant, in its possession or under its control, and Plaintiffs believe that process of garnishment against said Foley & Company is necessary to obtain satisfaction of their debt from Defendant.

South Baldwin Development Corporation, Inc. may be served by serving Mr. John J. Jurkiewicz, 210 West Laurel Avenue, Foley, Alabama.

Magnolia Land Company and Foley & Company may be served by serving Mr. J. B. Foley, South McKenzie Street, Foley, Alabama.

# The State of Alabama, Mobile County

Donald C. Linden and Harry M. Linden, Plaintiffs, vs. James Howell, Defendant. In the Circuit Court of S. S. Baldwin County, Alabama, At Law No.

	)	a Notary Pul	olic in and for said State
and County PERSONA		tore me, XXXXXXXXXXXX	XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
who maketh oath and sayeth, that	James Howe	llis	
	in	lebted to Donald C. I	inden and Harry M.
Linden			
in the sum of Six Thousand Ar Alice J. Duck, Clerk of the			
Town of Gulf Shores, Alabam	ıa, are	Supposed to	be indebted to, or have
effects of the saidJames.			
believes process of Garnishment age County, Alabama, and the To Mobile (James Howell Trust) is necessary to obtain satisfaction	ainst said Alice .  own of Gulf Sho  Account)  of said debt.	control, and that I	e Circuit Court of Baldwin
Sworn to and Subscribed the	day		
of Junuary 1968 Notary Public, Mobile Count	, before me,	Muld C. a	ent_
The State of Alabama	1,		
Mobile County			
KNOW ALL MEN BY THESE I	PRESENTS, That	we Donald C. Linde	n and Harry M.
T 3 A			as Principal,
and United States Fidelity & C	Juaranty Comd		on Caractic
of the County of Mobile, are held a			
in the sum of Twelve Thousand	l and no/100 ( $\$$	12,000.00) Dolla	ars, to be paid to the said
James Howell			or his
Attorney, Executors, Administrators			
ourselves and our heirs, executors	or administrators,	jointly and severally, fir	mly by these presents.
Sealed with our seals and dated	the 25th	day of January	
in the year of our Lord, one thousa	nd nine hundred	and sixty-eight.	
THE CONDITION OF THE AB	OVE OBLIGATIO	N IS SUCH, That, when	eas, the above bounden
Donald C. Linden and Harr	y M. Linden		hath the day of the
date hereof, prayed a summons of G	arnishment at the	suit of Donald C. Li	nden and Harry M.
Linden	*******************************	against the est	ate of the above named
James Howell Alice J. Duck, Clerk, Circui Alabama, and the First Natio for the sum of Six Thousand Ar returnable to the Circuit Court of	t Court, Baldword Bank of Mo and No/100 (\$6,0	vin County, Alabama bile Tames Howell To 000,00)Dollars, and	in the hands of and Town of Gulf Shores, hath obtained the same
returnable to the Circuit Court of	XXXXX County, to	be held at the present	term.
Now, if the said Donald C.	Linden and Har	ry M. Linden	shall prosecute
said suit to effect, and	pay to the said	James Howell	
suing out thereof, then the above ob			
appropried The in the de	n L	Il arte	#\
approved This 25th day		Hard Inding	(Seal)
JAN 25 1968	Ur By	rited States Fidelity:  **Times**   Factor    Attorney - in - Factor   Factor    Attorney - i	(Seal)

Oath and Bond for Garnishment on Complaint and Summons

Filed..... Clerk

# GENERAL POWER OF ATTORNEY

That UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation organized and existing under the laws of the State of Maryland, and having its principal office at the City of Baltimore, in the State of Maryland, does hereby constitute and

James M. Paulk

No. 73646

Know all Men by these Presents:

F. - S. 3 (11-56) 🕥

for the following purposes, to wit:  To sign its name as surety to, and to execute, seal and acknowledge any and all bonds, and to respectively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said UNITED STATES FIDELITY AND CUARANTY COMPANY, chrough us, its Board of Directors, hereby ratifies and confirms all and whatsoever the said UNITED STATES FIDELITY AND CUARANTY COMPANY, through us, its Board of Directors, hereby ratifies and confirms all and whatsoever the said James M. Paulk  may lawfully do in the premises by virtue of these presents.  In Witness Whereof, the said UNITED STATES FIDELITY AND CUARANTY COMPANY has caused this instrument to be scaled with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this 20th day of March  A. D. 19 61  UNITED STATES FIDELITY AND GUARANTY COMPANY.  (Signed)  STATE OF MARYLAND  BALTIMORE CITY.  On this 20th day of March  L. Brent Wood  COMPANY and Kenneth S. Teeple  Assistant Secretary of the said UNITED STATES FIDELITY AND CUARANTY COMPANY theory of the Vice-President and that they resided in the City of Baltimore, Maryland that they, the said L. Brent Wood  Assistant Secretary of the said UNITED STATES FIDELITY AND CUARANTY COMPANY. the corporate seal could be a said company, with both of the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY. the corporate seal that they aspect their names thereto by like order as Vice-President and Assistant Secretary of said corporation; that the portation described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the portation described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the portation described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the portation described in and which executed	of the City of Prichard			. State of	Alabama	
To sign its name as surety to, and to execute, seal and acknowledge any and all bonds, and to reposetively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, through us its Board of Directors, hereby ratifies and confirms all and whatsoever the said James M. Paulk  may lawfully do in the premises by virtue of these presents.  In Witness Whereof, the said UNITED STATES FIDELITY AND GUARANTY COMPANY has caused this instrument to be scaled with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this 2019 day of March  (Signed)  STATE OF MARYLAND BALTIMORE CITY.  On this 2018  L. Brent Wood  (Signed)  STATE OF MARYLAND BALTIMORE CITY.  On this 2018  L. Brent Wood  (Signed)  STATE OF MARYLAND  BALTIMORE CITY.  Assistant Secretary of add Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City Baltimore, Maryland, that they, the said  L. Brent Wood  COMPANY and Kenneth S. Teeple  Whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City all Baltimore, Maryland, that they, the said  L. Brent Wood  COMPANY and Kenneth S. Teeple  Whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City all Baltimore, Maryland, that they signed their names thereto by like order as Vice-President and the Assistant Secretary of the caid UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation described in and which executed the foregoing Power of Attorney; that they each knew the ead of said corporation; that the resal affixed to said Power of Attorney was such corporate seal, that it was so affact by order of the Board of Directors of said corporation; that the words of the Company of the Company.  My commission expires the first Monday in May, A. D. 19 61  State of Maryland, in and for the City of Baltimore, duly commiss		and for the State	of	Alabama		÷
all acts and things set forth in the resolution of the Board of Directors of the said UNITED STATES FIDELITY AND COMPANY, a certified copy of which is hereto annexed and made a part of this Power of Astorney; and the said UNITED STATES FIDELITY AND CUARANTY COMPANY, through us, its Board of Directors, hereby ratifies and confirms all and whatsoever the said UNITED STATES FIDELITY AND CUARANTY COMPANY has caused this instrument to be scaled with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this 20th day of March .A. D. 19 61  UNITED STATES FIDELITY AND GUARANTY COMPANY.  (Signed) Sy L. Brent Wood States of March State						
may lawfully do in the premises by virtue of these presents.  In Witness Whereof, the said UNITED STATES FIDELITY AND GUARANTY COMPANY has caused this instrument to be sealed with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this 20th day of March  UNITED STATES FIDELITY AND GUARANTY COMPANY.  (Signed)  STATE OF MARYLAND  BALTIMORE CITY.  On this 20th day of March  L. Brent Wood  Wice-President of the UNITED STATES FIDELITY AND GUARANTY COMPANY.  (Signed)  March  Vice-President of the UNITED STATES FIDELITY AND GUARANTY COMPANY and Kenneth S. Teeple  Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland; that they the said L. Brent Wood  the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation described in and which executed the foregoing Power of Attorney; that they seak here who said of said corporation; that the signed their names thereto by like order as Vice-President and Assistant Secretary.  My commission expires the first Monday in May, A. D. 19 61  (Seal)  State Of Maryland.  State Of Maryland.  Set.  BALTIMORE CITY.  1. James F. Carney  Cells of the Superior Court of Baltimore City, which Court is a Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Cour of Record, this 20th day of March  A. D. 19 61	all acts and things set forth in the	e resolution of the B which is hereto anne	oard of Dir xed and ma	ectors of the said	d UNITED STATES FIDELI s Power of Attorney: and the	said UNITED STATES
scaled with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this 20th day of March .A. D. 19 61  UNITED STATES FIDELITY AND GUARANTY COMPANY.  (Signed)	•	ć	Tames M	. Paulk		
In Witness Whereof, the said UNITED STATES FIDELITY AND GURRANTY COMPANY has caused thus instrument to be scaled with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this  A. D. 19 61  UNITED STATES FIDELITY AND GURRANTY COMPANY.  (Signed)  L. Brent Wood  (SEAL)  (Signed)  L. Brent Wood  (SEAL)  STATE OF MARYLAND  BALTIMORE CITY.  On this  20th  day of  L. Brent Wood  COMPANY and  Kenneth S. Teeple  Assistant Secretary.  Assistant Secretary of said Company, with both of whom 1 am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland that they, the said  L. Brent Wood  A. D. 19 61, before me personally came  Assistant Secretary of said Company, with both of whom 1 am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland, that they, the said  L. Brent Wood  and Kenneth S. Teeple  were respectively that Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation described in and which executed the foregoing Power of Attorney: that they each knew the seal of said corporation; that the post on said Power of Attorney was such corporate seal, that it was so affixed by order of the Board of Directors of said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company.  My commission expires the first Monday in May, A. D. 19 61  (Seal)  State Of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Cour of Record, this 20th d	a.					
March  A. D. 19 61  UNITED STATES FIDELITY AND GUARANTY COMPANY.  (Signed)  STATE OF MARYLAND  BALTIMORE CITY.  On this  20th  L. Brent Wood  Wice-President.  (Signed)  Kenneth S. Teeple  Assistant Secretary.  State OF MARYLAND  BALTIMORE CITY.  On this  20th  L. Brent Wood  COMPANY and  Kenneth S. Teeple  Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworm, said that they resided in the City of Baltimore, Maryland; that they, the said L. Brent Wood  that they, the said L. Brent Wood  and Kenneth S. Teeple  were respectively were respectively have been said company, with both of and Kenneth S. Teeple of the Wood and Kenneth S. Teeple of the Weet respectively were respectively and Kenneth S. Teeple of the Weet respectively of the Side of	may lawfully do in the premises l	by virtue of these pr aid UNITED STAT	resents. ES FIDEL	ITY AND GUA	RANTY COMPANY has cau	sed this instrument to be
(Signed)  (Signe			natures of it D. 1961	3 Vice-President	and Assistant Secretary, this	20th day of
(SEAL)  (Signed) Kenneth S. Teeple  Assistant Secretary.  STATE OF MARYLAND  BALTIMORE CITY.  On this  20th  day of March  L. Brent Wood  Moneth S. Teeple  Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland; that they, the said  L. Brent Wood  and Kenneth S. Teeple  were respectively that they, the said  L. Brent Wood  and Kenneth S. Teeple  were respectively the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation described in and which executed the foregoing Power of Attorney; that they exided in the Guaranty Company, with the they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company.  My commission expires the first Monday in May, A. D. 19 61  (Seal)  (Signed)  Anne M. O'Brien  Notary Public.  Set.  1. James F. Carney  Court of Record, and has a seal, do hereby certify that  Anne M. O'Brien  Require, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Cour of Record, this  20th  day of March  A. D. 19 61	Section 2015			UNITED	STATES FIDELITY AND G	UARANTY COMPANY.
(Signed) Kenneth S. Teeple  Assistant Secretary.  STATE OF MARYLAND  BALTIMORE CITY.  On this 20th day of March L. Brent Wood L. Brent Wood Note: President of the UNITED STATES FIDELITY AND GUARANTY COMPANY and Kenneth S. Teeple Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland, that they, the said L. Brent Wood and Kenneth S. Teeple were respectively the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the cor- poration described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so affixed by order to the Board of Directors of said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company. My commission expires the first Monday in May, A. D. 19 61  (Seal)  (Signed)  Anne M. O'Brien  State of MARYLAND.  BALTIMORE CITY.  1. James F. Carney  Clerk of the Superior Court of Baltimore City, which Court is a Court of Record, and has a seal, do hereby certify that  Anne M. O'Brien  Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and aworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Cour of Record, this 20th day of March  A. D. 19 61			Signed	1) <i>By</i> .	L. Brent Wood	Vice President
STATE OF MARYLAND  BALTIMORE CITY.  On this 20th day of March , A. D. 1961, before me personally came  L. Brent Wood Vice-President of the UNITED STATES FIDELITY AND GUARANTY  COMPANY and Kenneth S. Teeple , Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland; that they, the said L. Brent Wood and Kenneth S. Teeple were respectively the Vice-President and the Assistant Secretary of the eaid UNITED STATES FIDELITY AND GUARANTY COMPANY, the cor- poration described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so affixed by order of the Board of Directors of said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company.  My commission expires the first Monday in May, A. D. 1961  (Seal) (Signed) Anne M. O'Brien  State OF MARYLAND.  BALTIMORE CITY,  1. James F. Carney , Clerk of the Superior Court of Baltimore City, which Court is a Court of Record, and has a seal, do hereby certify that Anne M. O'Brien , Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and tak acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Cour of Record, this 20th	(SEAL)	. * * *				
On this 20th day of March , A. D. 19 61, before me personally came  L. Brent Wood Vice-President of the UNITED STATES FIDELITY AND GUARANTY  COMPANY and Kenneth S. Teeple Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Bultimore, Maryland, that they, the said L. Brent Wood and Kenneth S. Teeple were respectively the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the cor- poration described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so affixed by order of the Board of Directors of said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company.  My commission expires the first Monday in May, A. D. 19 61  (Seal) (Signed) Anne M. O'Brien  State OF MARYLAND,  BALTIMORE CITY,  James F. Carney Clerk of the Superior Court of Baltimore City, which Court is a Court of Record, and has a seal, do hereby certify that Anne M. O'Brien Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Cour of Record, this 20th day of March A. D. 19 61	on galarian wasan Tarihi ang galarian	garantan baharan di kacamatan di Kacamatan di kacamatan di kacama	Signed	1)	Kenneth S. Teep	
On this 20th day of March , A. D. 1961, before me personally came L. Brent Wood , Vice-President of the UNITED STATES FIDELITY AND CUARANTY COMPANY and Kenneth S. Teeple , Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland; that they, the said L. Brent Wood and Kenneth S. Teeple were respectively the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so affixed by order of the Board of Directors of said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company, My commission expires the first Monday in May, A. D. 1961  (Seal) (Signed) Anne M. O'Brien  STATE OF MARYLAND.  BALTIMORE CITY,  1. James F. Carney , Clerk of the Superior Court of Baltimore City, which Court is a Court of Record, and has a seal, do hereby certify that Anne M. O'Brien , Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Cour of Record, this 20th day of March , A. D. 1961.		<b>85:</b>	er og er fl Ligger er grenne er Ligger er	· · · · · · · ·		
L. Brent Wood  Vice-President of the UNITED STATES FIDELITY AND GUARANTY  COMPANY and  Kenneth S. Teeple Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland; that they, the said L. Brent Wood and Kenneth S. Teeple were respectively the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the cor- poration described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so affixed by order of the Board of Directors of said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company. My commission expires the first Monday in May. A. D. 19 61  (Seal)  State Of Maryland,  Set.  James F. Carney , Clerk of the Superior Court of Baltimore City, which Court is a Court of Record, and has a seal, do hereby certify that Anne M. O'Brien  Court of Record, and has a seal, do hereby certify that Anne M. O'Brien  Equire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Cour of Record, this  20th  Assistant Secretary of said corporation; that the city of Baltimore City, the same being a Cour of Record, this						
(Signed)  Anne M. O'Brien  Notary Public.  STATE OF MARYLAND.  BALTIMORE CITY.  James F. Carney  Court of Record, and has a seal, do hereby certify that  Anne M. O'Brien  Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Cour of Record, this  20th day of March  Anne M. O'Brien  Notary Public.	L. Brent Wood COMPANY and K whom I am personally acquainte that they, the said L. Br the Vice-President and the Assis poration described in and which seal affixed to said Power of Attor and that they signed their name	enneth S. T. cd, who being by me ent Wood tant Secretary of th executed the forego ency was such corpor s thereto by like ord	. Vice eeple e severally he said UNI hing Power ate seal, the ler as Vice-	duly sworn, said and Ken TED STATES of Attorney; the at it was so affixe President and A	e UNITED STATES FIDEL Assistant Secretary of said that they resided in the City aneth S. Teeple FIDELITY AND GUARAN at they each knew the seal of a d by order of the Board of Dire	ITY AND GUARANTY I Company, with both of of Baltimore, Maryland; were respectively TY COMPANY, the cor- aid corporation; that the ectors of said corporation.
STATE OF MARYLAND.  Sct.  BALTIMORE CITY.  James F. Carney  Court of Record, and has a seal, do hereby certify that  Anne M. O'Brien  Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Court of Record, this  20th day of March  Notary Public.  Notary Public.  Anne M. O'Brien  Esquire, before whom the time of so doing a Notary Public of the State of March and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Court of Record, this  20th day of March  Anne M. O'Brien  Esquire, before  Esquire, before  Esquire, before  Esquire, before  Esquire, before  Court of Baltimore City, which Court is a court of the Superior Court of Baltimore City, the same being a Court of Record, this	My commission expires the	hrst Monday in Ms	iy. A. D. 17	, OI	en en jorden en e	. 1905 - Santa Marie Marie (n. 1921) 1908 - Angel Marie (n. 1921)
BALTIMORE CITY.  Sct.  BALTIMORE CITY.  James F. Carney  Court of Record, and has a seal, do hereby certify that  Anne M. O'Brien  Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Cour of Record, this  20th day of March  A. D. 19 61	(Seal)	والعيف فيال وأستاج الوالع العالم والحا	• •	·	***************************************	
James F. Carney  Court of Record, and has a seal, do hereby certify that  Anne M. O'Brien  Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Court of Record, this  20th day of March  Anne M. O'Brien  Esquire, before  Court of so doing a Notary Public of the State of the Superior Court of Baltimore City, the same being a Court of Record, this  A. D. 19 61	STATE OF MARYLAND.		in a plan	teate the comp		For a superior
Court of Record, and has a seal, do hereby certify that Anne M. O'Brien . Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.  In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Court of Record, this 20th day of March , A. D. 19 61	The Control of the Co		i Na entre estado		en e	en en grant de la companya de la co
In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Cour of Record, this 20th day of March , A. D. 19 61	Court of Record, and has a seal whom the annexed affidavits we State of Maryland, in and for the acknowledgments, or proof of d	, do hereby certify to re made, and who has celty of Baltimore leeds to be recorded	hat as thereto; duly community, duly community	Anne M. subscribed his no nissioned and sw further certify	O'Brien ame, was at the time of so do from and authorized by law to	Esquire, before, ng a Notary Public of the administer oaths and take
	001	I hereto set my han- day of Ma	d and affix arch	the seal of the Si	uperior Court of Baltimore Cit , A. D. 19 61	y, the same being a Court
	(SEAL)	ett til magnagaman till manne greve og grev o	(Signe	d)	James F. Carne  Clerk of the Superior Co	y ourt of Baltimore City.

That Whereas, it is necessary for the effectual transaction of business that this Company appoint agents and attorneys with power and authority to act for it and in its name in States other than Maryland, and in the Territories of the United States and in the Provinces of the Dominion of Canada and in the Colony of Newfoundland.

Therefore, be it Resolved, that this Company do, and it hereby does, authorize and empower its President or either of its Vice-Presidents in conjunction with its Secretary or one of its Assistant Secretaries, under its corporate seal, to appoint any person or persons as attorney or attorneys-in-fact, or agent or agents of said Company, in its name and as its act, to execute and deliver any and all contracts guaranteeing the fidelity of persons holding positions of public or private trust, guaranteeing the performances of contracts other than insurance policies and executing or guaranteeing bonds and undertakings, required or permitted in all actions or proceedings, or by law allowed, and

Also, in its name and as its attorney or attorneys-in-fact, or agent or agents to execute and guarantee the conditions of any and all bonds, recognizances, obligations, stipulations, undertakings or anything in the nature of either of the same, which are or may by law, municipal or otherwise, or by any Statute of the United States or of any State or Territory of the United States or of the Provinces of the Dominion of Canada or of the Colony of Newfoundland, or by the rules, regulations, orders, customs, practice or discretion of any board, body, organization, office or officer, local, municipal or otherwise, be allowed, required or permitted to be executed, made, taken, given, tendered, accepted, filed or recorded for the security or protection of, by or for any person or persons, corporation, body, office, interest, municipality or other association or organization whatsoever, in any and all capacities whatsoever, conditioned for the doing or not doing of anything or any conditions which may be provided for in any such bond, recognizance, obligation, stipulation, or undertaking, or anything in the nature of either of the same.

I, H. G. Sachse

. an Assistant Secretary of the UNITED STATES FIDELITY AND
GUARANTY COMPANY, do hereby certify that the foregoing is a full, true and correct copy of the original power of attorney given
by said Company to

James M. Paulk

of Prichard, Alabama

, authorizing and empowering

him

to sign bonds as therein set

forth, which power of attorney has never been revoked and is still in full force and effect.

And I do further certify that said Power of Attorney was given in pursuance of a resolution adopted at a regular meeting of the Board of Directors of said Company, duly called and held at the office of the Company in the City of Baltimore, on the 11th day of July, 1910, at which meeting a quorum of the Board of Directors was present, and that the foregoing is a true and correct copy of said resolution, and the whole thereof as recorded in the minutes of said meeting.

In Testimony Whereof, I have hereunto set my hand and the seal of the UNITED STATES FIDELITY AND GUARANTY COMPANY on

(Date)

January 25, 1968

A day of Company

### AFFIDAVIT OF ATTACHMENT

Personally appeared before	me, a Notary Public in and for said State and County
ho maketh oath and sayeth that	James Howell is
justly	indebted to Donald C. Linden and Harry M. Linden
the sum of Six Thousand An	d No/100 (\$6,000.00)
Defendant has moneys, prop	Dollars and that said perty or effects, liable to satisfy his debts which he Defendant temporarily resides out of the State of Alabama,
o that the ordinary process of law	cannot be served upon him, and that an attachment is not sued out for
he purpose of vexing or harrassing	him, the said James Howell
Sworn to and subscribed the	
ary Public, Mobile County,	
	(Attachment Boad) PRESENTS, That we Donald C. Linden and Harry M. Linden
and United States Fidelity	
f the County of Mobile	
the sum of Twelve Thousand	And No/100 (\$12,000.00) Dollars, to be paid to the said
James Howell	
ve bind ourselves and our heirs, ex	dministrators or Assigns, for which payment, well and truly to be made, ecutors or administrators, jointly and severally, firmly by these presents.
Sealed with our seals, and dated th	ne 25th day of January in the year
f Our Lord, one thousand, nine hu	ndred and sixty-eight.
The Condition of the above O	bligation is such, That whereas the above bounden Donald C.
Linden and Harry M. Linden late hereof, before Clerk of the Conald C. Linden and Harr	Baldwin Circuit Court of XXXX County, prayed an Attachment at the suit of
James Howell	
or the sum of Six Thousand Ar	nd No/100 (\$6,000.00) Dollars and hath obtained the same ne Circuit Court of Mobile County.
Now, if the said Donald C	C. Linden and Harry M. Linden
hall prosecute said	
attachment to effect, and pay to the	e said James Howell
ll such damages he	may sustain by the wrongful or vexatious
uing out thereof, then the above	e obligation to be void, otherwise to remain in full force and effect.
IN PRESENCE OF	(Seal)
Aden V. Since	United States Fidelity & Guaranty Co. (Seal)
Sandry Mar	Attorney-in-Fact  Onited States or Identy & Guaranty Co.  (Seal)

# OATH AND BOND

ş.	vs.	>	AND BOND TTACHMENT
		.;	* :
			: '
			: - 7
ş.	led in office,		
s ·	: :		
· C	š		19
C			
		. :	CLEF

## GENERAL POWER OF ATTORNEY

the State of Maryland, and having its principal office at the City of Baltimore, in the State of Maryland, does hereby constitute and

James M. Paulk

UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation organized and existing under the laws of

No. 73646

Know all Men by these Presents:

F. - S. 3 (11-56) 🔾

appoint

of the City of its true and lawful	Prichar attorney	d in and for the State	e of	. State of Alabama	Alabama	
for the following p	ourposes, to w	āt:				
all acts and things COMPANY, a cer	set forth in rtified copy o	the resolution of the f which is hereto an	Board of D	irectors of the sa nade a part of th	I all bonds, and to respectively d Id UNITED STATES FIDELIT IS Power of Attorney; and the se I, hereby ratifies and confirms all e	TY AND GUARANTY aid UNITED STATES
•			James	M. Paulk		
* "						
may lawfully do in	n the premise Whereof, the	s by virtue of these said UNITED STA	presents. TES FIDE	LITY AND GUA	ARANTY COMPANY has cause	d this instrument to be
		ily attested by the si		its Vice-President	and Assistant Secretary, this	20th day o
2000		•		UNITED	STATES FIDELITY AND GU	ARANTY COMPANY
		.*	(Signe	d) B	, L. Brent Wood	
(SEAL)	a jyee			3		Vice-President.
in a second of the second of t		de la mange du Talah kenjadah de	(Signe	d)	Kenneth S. Teepl	e Assistant Secretary.
STATE OF MA	RYLAND		tilati Saari			
BALTIMORE	CITY.	) so:	and the same			
On this	201	day of	March		.A. D. 1961 , bet	ore me personally came
COMPANY and whom I am perso that they, the said the Vice-Presiden poration describes seal affixed to said and that they signal.	nally acquair d L. E t and the As d in and whice Power of Att ned their nan	Kenneth S. ited, who being by a rent Wood istant Secretary of the executed the foregoing was such corporately was	Peeple ne severally the said UN going Power orate seal, the	duly sworn, said Kei and Kei HTED STATES of Attorney; the nat it was so affixed President and A	Assistant Secretary of said that they resided in the City of neth S. Teeple FIDELITY AND GUARANT at they each knew the seal of said by order of the Board of Direct assistant Secretary, respectively,	Company, with both of Baltimore, Maryland were respectively COMPANY, the corid corporation; that the tors of said corporation
(Seal)	e e e e e e e e e e e e e e e e e e e		(Signe	ed)	Anne M. O'Brien	
STATE OF MA	RYLAND,	)				Notary Public.
BALTIMORE	CITY.	Sct.			the Superior Court of Baltimore	
Court of Record, whom the annexe State of Marylan acknowledgments Notary, and veri	and has a second affidavits very definition of and for some of of the believe the	al, do hereby certify vere made, and who the City of Baltimor deeds to be recorde signature to be his	that has thereto e, duly com d therein. genuine sig	anne M. subscribed his n missioned and sw I further certify nature.	the Superior Court of Baltimore O'Brien ame, was at the time of so doing yorn and authorized by law to ad that I am acquainted with the uperior Court of Baltimore City.	Esquire, befor a Notary Public of th minister oaths and tak handwriting of the sai
of Record, this	20年		arch		, A. D. 19 61	,

(Signed)

James F. Carney

Clerk of the Superior Court of Baltimore City.

#### FOR ATTACHMENT

- (1) Twelve (12) shares of stock in South Baldwin Development
  Corporation, Inc., a corporation, issued to Defendant, James Howell, in
  his name and now located in the possession of, or in the custody or under
  the control of Defendant, James Howell, at his office, 224 West Laurel
  Avenue, Foley, Alabama, or at his place of residence in Foley, Alabama,
  or such shares may be located in the possession of, or in the custody or
  under the control of South Baldwin Development Corporation, Inc., which
  may be served by service of this writ of attachment on Mr. John J. Jurkiewicz,
  210 West Laurel Avenue, Foley, Alabama.
- (2) All of the right, title and interest of this Defendant, James Howell, in and to the following described real estate situated in Baldwin County, Alabama:

Lots 8 and 9, Block 35, Foley, (the description of said property being more particularly described in mortgage recorded in Book 489, pages 691-693 of the Probate records of Baldwin County, Alabama, wherein the mortgagee is Margaret Lawrenz Swain, individually and as trustee of Cordelia E. Swain and Larry A. Swain).

(3) All of the right, title and interest of this Defendant, James Howell, in and to the following described real estate situated in Baldwin County, Alabama:

Southwest quarter of the southwest quarter of the southeast quarter of Section 5, Township 5 South, Range 3 East, containing approximately 10 acres.

This property may be attached by service upon the Defendant in person or pursuant to the provisions of Section 853, Title 7, Code of Alabama 1940 inasmuch as it is our information that the Defendant has been discharged from the Pensacola Naval Air Station Hospital in Pensacola, Florida.

(4) Boat and motor presently located in the yard or upon the premises of Defendant's residence in Foley, Alabama.

El Sia

## STATE OF ALABAMA

Baldwin County

TO James Howell	
YOU ARE HEREBY NOTIFIED that a W	rit of Garnishment has been issued in the case of
Donald C. Linden & Harry M. Linden	Plaintiff
	Defendant
now pending in the Circuit Court of Baldwin County, A Circuit Court, Baldwin County, Alabama, To National Bank of Mobile ( James Howell Tru	•

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

25thay of ....January ...... 19.68...

ha.. Ve been named as Garnishee. S....

Clerk of the Circuit Court.

capy much 6.711. 126-66

7,71	v	V	v	٧	M	Ю	
ĸ.	- 73	7	л.	Λ	IN	KV.	

#### NOTICE

ТО	DEFENDANT	OF	GARNISHMENT
		BY	
	CLERK OF	CIRC	UIT COURT
}	BALDWIN CO	UNT	Y, ALABAMA
		тО	

10101213011121217177		
	*********************	************************
	[914]494414444444141191444[9744]	
f s		Plaintiff
	VS.	
4		

Defendant....

	Saldwin County	
STATE OF ALABAMA  Baldwin County  No7973		
Baidwin County	TERM,	19
TO ANY SHERIFF OF THE STATE	OF ALABAMA:	
You Are Hereby Commanded to Summon James Howell		*************
to appear and plead, answer or demur, within thirty days from the service filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minett James Howell	te, against	
by Donald C. Linden and Harry M. Linden		
	Pla	intiff
Witness my hand this 25th day of January	19.68. Lurich	Cler
5.1m - com b T 308		

sum reampt mailed am. 1-26-68

-	-70	Rey	<b></b> .	
No7		/	Page.	
(	STATE	OF A	LABA	MA
	Ba	ldwin C	ounty	
	CIRC	UIT (	COUR	T
DO	NALD C.	LINDEN	I & <b>H</b> ARI	RY M,
LI	NDEN,			
				Plaintiffs
		vs.		
JA	MES HOWE	LL,		
				Defendants ————
SI	UMMONS	AND	COMPI	AINT
Filed .	1		- 1	19
••••••	Arice	J. Du	ick	Clerk
	:	3		
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		: . : :		
	1.7			

McDermott, Slepian & Feibelman

Plaintiff's Attorney

Defendant's Attorney

Received In Office
MAR 5 1968
WINCE WILKING  MEETP Sheriff
I have executed this summons
this 2 mf Mpn 1908
by leaving a copy with
Jones Howell
<u>}</u>
TAYLOR WILKINS, SHERIFF OF BALDWIN COUNTY, ALABAMA, CLAIM-\$1.50.EACH
PROCEEDED.
EVOENSE ON PACHTAL TO TO
PROCESSIES) OR A TOTAL OF S.L.
Toyor William Sheriff
Deputy Sheriff
Toley ala 1

Defendant lives at

DONALD C. LINDEN and

IN THE CIRCUIT COURT OF

HARRY M. LINDEN,

BALDWIN COUNTY, ALABAMA

Plaintiffs,

AT LAW

VS:

JAMES HOWELL.

Defendant

No. 1993

#### COUNT ONE

Plaintiffs claim of the Defendant SIX THOUSAND AND NO/100 (\$6,000,00) DOLLARS, due from him for money on, to-wit, the 1st day of December, 1967, received by the Defendant to the use of the Plaintiffs, which sum of money, with the interest thereon, is still unpaid.

#### COUNT TWO

Plaintiffs claim of the Defendant SIX THOUSAND AND NO/100 (\$6,000.00) DOLLARS, due from him by account on, to-wit, the 1st day of December, 1967, which sum of money, with the interest thereon, is still unpaid.

### COUNT THREE

Plaintiffs claim of the Defendant SIX THOUSAND AND NO/100 (\$6,000.00) DOLLARS, due from him for money loaned by the Plaintiffs to the Defendant on, to-wit, the 1st day of December, 1967, which sum of money with the interest thereon, is still unpaid.

> McDERMOTT, SLEPIAN & FEIBELMAN Attorneys for Plaintiffs

Attachment and garnishment are both issued simultaneously with the filing of this complaint. The Defendant is now located at the Pensacola Naval Air Station, Pensacola, Florida, and service may be made in accordance with the statutes relating to attachment and garnishment, particularly Title 7, Section 852, Code of Alabama.

JAN 25 1968

w nated

# The State of Alabama, (

#### CIRCUIT COURT

To Any Sheriff of the State of Alabama-Greetings:

WhereasDONALD_CLINDEN_&_HARRY_MLINDEN
have Sommenced suit by Summons and Complaint returnable to the next term of the Circuit Court of
said County, againstJames Howell
***************************************
for the sum of Six Thousand and no/100 (\$6,000.00) Dollars and whereas, the said
Donald C. Linden & Harry M. Linden with United States Fidelity & Guaranty Co.,
by: James M. Paulk, Attorney-in-Fact,
has entered into bond, and made affidavit as required by law that the said
Herry M. Linden,
is indebted to Donald C. Linden & in the sum of Six Thousand and no/100
Dollars, and that process of garnishment is believed to be necessary to obtain satisfaction of such
judgment as may be recovered by Plaintiff, and that Alica J. Duck, Clerk, Circuit Court, Baldwin County, Alabama and Town of Gulf Shores, Alabama, and the First National Bank of Mobila (James Howell Trust Account)
exeiswbelieved to be chargeable as garnishees in the cause.
YOU ARE THEREFORE, commanded to summon the said Alice J. Duck, Clerk, Circuit Cour Baldwin County, Alabama and Town of Gulf Shores, Alabama and First National Bank of Mobile (James Howell Trust Account)
within 30 days from the Service hereof to be and appear arctiveterm of the Circuit Court, to
be holden for the County of Baldwin, on19
then and there to answer, upon oath, whether, at the time of the service of this garnishment, or
at the time of making your answer, or at any time intervening between the time of serving the
garnishment and making the answer, you were indebted to the defendant, and whether, you
will not be indebted to him in the future by a contract then existing, and whether by a contract
then existing, you are liable to him 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 you have not in your possession or under your control money or effects belonging to the
defendant.
Witness my hand this25thday of

### FOR ATTACHMENT

- (1) Twelve (12) shares of stock in South Baldwin Development
  Corporation, Inc., a corporation, issued to Defendant, James Howell, in
  his name and now located in the possession of, or in the custody or under
  the control of Defendant, James Howell, at his office, 224 West Laurel
  Avenue, Foley, Alabama, or at his place of residence in Foley, Alabama,
  or such shares may be located in the possession of, or in the custody or
  under the control of South Baldwin Development Corporation, Inc., which
  may be served by service of this writ of attachment on Mr. John J. Jurkiewicz,
  210 West Laurel Avenue, Foley, Alabama.
- (2) All of the right, title and interest of this Defendant, James Howell, in and to the following described real estate situated in Baldwin County, Alabama:

Lots 8 and 9, Block 35, Foley, (the description of said property being more particularly described in mortgage recorded in Book 489, pages 691-693 of the Probate records of Baldwin County, Alabama, wherein the mortgagee is Margaret Lawrenz Swain, individually and as trustee of Cordelia E. Swain and Larry A. Swain).

(3) All of the right, title and interest of this Defendant, James Howell, in and to the following described real estate situated in Baldwin County, Alabama:

Southwest quarter of the southwest quarter of the southeast quarter of Section 5, Township 5 South, Range 2 East, containing approximately 10 acres.

This property may be attached by service upon the Defendant in person or pursuant to the provisions of Section 853, Title 7, Code of Alabama 1940 inasmuch as it is our information that the Defendant has been discharged from the Pensacola Naval Air Station Hospital in Pensacola, Florida.

(4) Boat and motor presently located in the yard or upon the premises of Defendant's residence in Foley, Alabama.

# Notice of Levy on Real Estate

vs.	Baldwin County Circuit Court
James Howell Defendant	The state of the s
Harry Dolive	ge of Probate, Baldwin County, Alabama:
Notice is hereby given that under a Writ of sued in favor of the Plaintiff in above entitled cause,	
said Defendants, described as follows, viz:	
Southwest quarter of the southwest quart	
of Section 5, Township 5 South, Range 3	East, containing approximately
10 acres.	
	:
22.44	2): 102
	, to W
	-
e above described Real Estate being in Baldwin Coun	t <b>y</b> , Alabama
Given under my hand thisday	rof19\68

arved a copy of the within Jesus y service on 7m Califa D

DONALD C. LINDEN and	я 8	IN THE CIRCUIT COURT OF
HARRY M. LINDEN,	## ##	BALDWIN COUNTY, ALABAMA
Plaintiffs,	**	AT LAW
VS:	%3 44	
JAMES HOWELL,	\$ \$	
Defendant	4	No

Fursuant to attachment prayed for and filed contemporaneously herewith. Plaintiffs pray for the attachment of the following described property:

- 1. That certain Chris Craft boat known as the Little Eagle or the Little Beagle docked at Ray Calloways Marina, Orange Beach, Alabama.
- 2. That certain motor vehicle described as a 1966 Pontiac Grand Prix #963D1506, tag No. 5-12366.
- 3. That certain motor vehicle described as a 1961 M.G.

  Convertible # 6WW 98929 , tag No. 5-12367.
- 4. That certain motor vehicle described as a 1966 Imperial

  Cirowa #M43J6312757, tag No. 5-12368.

Such motor vehicles are located at 224 West Laurel Avenue, Foley, Alabama.

## STATE OF ALABAMA

Baldwin County

TO	James Howell			
	YOU ARE HEREBY NOTIFIE	D that a Writ of Gar	nishment has been issu	ed in the case of
<u>D</u>	onald C. Linden & Harry M. Lin	aden	••••••	, Plaintiff
versu	James Howell	***************************************	•,	Defendant
CII	pending in the Circuit Court of Baldwin cuit Court, Baldwin County, Alional Bank of Mobile (James F	labama, Town of G	ulf Shores, Alaha	me and the Firet
ha	<b>ve</b> been named as Garnishee <b>s</b> .	·		

Clerk of the Circuit Court.

# THE STATE OF ALABAMA,

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Donald C. Linden and Harry M. Linden. Plaintiffs	
hath complained on oath to me, ALICE J. DUCK, Clerk of Circuit Court of Baldwin County,	Ala., the
James Howell	
	· · · · · · · · · · · · · · · · · · ·
is justly indebted to the Plaintifs Donald C. Linden and Harry M. Linden,	
is justify indebted to the Hamilia in the property in the management	
in the sum of <u>Six Thousand and no/100 (\$6,000 00)</u> Do	Hars, and
Donald C. Linden and Harry M. Linden having made affidavit and gi	
is required by law, in such cases, you are hereby commanded to attach so much of the	
James Howell- (Property described on attached sheet)	
s will be of value sufficient to satisfy said debt and costs, according to the complaint; and such e	astata sa
ttached unless replevied, so to secure, that the same may be liable to futher proceedings thereo	
and by the Circuit Court of Baldwin County, Ala., at a term thereof, to be held at the Court Hou	
County, on Monday of	19
ext; when and where you must make known to said Court how you have executed this Writ.	
VITNESS, my hand, this 25th day of January A. D., 19_68	3
Alie Arcueto	— Clerk.

The State of Alabama, Baldwin County

## CIRCUIT COURT

To Any Sheriff of the State of Alabama-Greetings:

WhereasDONALD_CLINDEN & HARRY MLINDEN.
NEW commenced suit by Summons and Complaint returnable to the next term of the Circuit Court of
said County, against <u>James Howell</u>
for the sum of Six Thousand and no/100 (\$6,000.00) Dollars and whereas, the said
Donald C. Linden & Harry M. Linden with United States Fidelity & Guaranty Co.
by: James M. Paulk, Attorney-in-Fact.
has entered into bond, and made affidavit as required by law that the said
Harry M. Linden,
is indebted to Donald C. Linden & in the sum of Six Thousand and no/100
Dollars, and that process of garnishment is believed to be necessary to obtain satisfaction of such
judgment as may be recovered by Plaintiff, and that <u>Alize J. Duck, Clerk, Circuit Court,</u> Baldwin County, Alabama and Town of Gulf Shores, Alabama, and the First National Bank of Mobile (James Howell Trust Account)
areisabelieved to be chargeable as garnishees in the cause.
YOU ARE THEREFORE, commanded to summon the said Alice J. Duck, Clerk, Circuit Courseldwin County, Alabama and Town of Gulf Shores, Alabama and First National Bank of Obile (James Howell Trust Account)
William Rill dozen for an all a de la
to be and appear marketo days from the Service hereof
be holden for the County of Baldwin, on
hen and there to answer, upon oath, whether, at the time of the service of this garnishment, or
it the time of making your answer, or at any time intervening between the time of serving the
garnishment and making the answer, you were indebted to the defendant, and whether, you
vill not be indebted to him in the future by a contract then existing, and whether by a contract
hen existing, you are liable to him 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,
nd whether you have not in your possession or under your control money or effects belonging to the
efendant.
Witness my hand this25thday ofJanuary,1958
$\bigwedge$

Enjoy miles for new Hor well

STATE OF ALABAMA:

COUNTY OF BALDWIN:

I, the undersigned (Miss) Kathryn L. Howell, hereby execute this BAILEE'S RECEIPT for the motor vehicle described hereinbelow:

That certain motor vehicle described as a 1961 MG Convertible, Tag No. 5-12367.

I am to deliver the above described motor vehicle to Donald C.

Linden and Harry M. Linden, Silverhill, Alabama, Plaintiffs in attachment against James Howell in a case now pending in the Circuit Court of Baldwin County, Alabama, upon the happening of either of the following conditions:

- (1) James Howell fails to consent to judgment against him for \$6,000.00 in the Circuit Court of Baldwin County, Alabama, in the case described above, on Monday, February, 1968, or
- (2) After the entry of such judgment, if such judgment is not marked "satisfied in full" on the docket sheet of the Circuit Court of Baldwin County, Alabama on or before Monday, May 6, 1968.

I waive any notice to which I may be entitled of the happening of either or both of the above conditions, the happening of which will result in my obligation to perform delivery of said motor vehicle as hereinabove promised.

WITNESS my hand and seal on this the  $\mathcal{G}$  day of February, 1968.

WITNESS:

(SEAL Monthson, W.S., X dephren L. Howell (SEAL)

(Miss) Kathryn L. Howell

## McDermott, Slepian & Feibelman

ATTORNEYS AT LAW

FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA

3660:

WILLIAM H. MCDERMOTT RONALD P. SLEPIAN HERBERT P. FEIBELMAN, JR. THOMAS E. BRYANT, JR. EDWARD B. MCDERMOTT

MAILING ADDRESS:
POST OFFICE DRAWER 2025
PHONE 432-2632

February 8, 1968

Mrs. Alice J. Duck, Clerk Circuit Court of Baldwin County Baldwin County Court House Bay Minette, Alabama 36507

in re: Donald C. Linden and Harry M. Linden

vs: James Howell

Circuit Court of Baldwin County No.

Dear Mrs. Duck:

It is my understanding that Mr. Howell, the Defendant, has returned to his Foley residence and he can now be given personal service of the pending summons and complaint, instead of advertisement and/or registered mail service.

I am also, by means of this letter, striking from the list of property requested to be attached, that certain motor vehicle already attached and described as a 1966 Crown Imperial, Tag No. 5-12368. It is my request that this letter constitute authorization for the release of said motor vehicle from the writ of attachment inasmuch as I have learned of a prior outstanding security transaction which exists concerning that automobile.

With best wishes, I am,

Very truly yours,

William H. McDermott

For the Firm

WHMcD:cs

cc: Sheriff Taylor Wilkins Deputy Joe Eastburn Mr. Harry Linden

#### TAYLOR WILKINS

SHERIFF
BALDWIN COUNTY
BAY MINETTE, ALABAMA

February 10,1968

To Jimmy Jurkiewicz, President South Baldwin Development Corp., Inc.

Notice is hereby given that ATTACHMENT is being made on twelve (12) shares of in South Baldwin Development Corporation, Inc., a corporation, issued to James Howell. This is in the case of Donald C. Linden & Harry M. Linden VS. James Howell, case Number-7973\_\_\_\_.

Taylor Wilkins, Sheriff of Baldwin County

By J.M. Eastburn, Deputy Sheriff

#### McDermott, Slepian & Feibelman

ATTORNEYS AT LAW

FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA
36601

WILLIAM H. MCDERMOTT

RONALD P. SLEPIAN

HERBERT P. FEIBELMAN, JR.

THOMAS E. BRYANT, JR.

EDWARD B. MCDERMOTT

MAILING ADDRESS:
POST OFFICE DRAWER 2025
PHONE 432-2632

February 1, 1968

Deputy Sheriff Joe Eastburn Baldwin County Sheriff's Office Foley, Alabama 36535

In re: Donald C. Linden and Harry M. Linden
-vs- James Howell, Circuit Court of Baldwin
County No.

#### Dear Sheriff Eastburn:

First, I want to express my appreciation for your efforts and that of Sheriff Taylor Wilkins and his staff in Bay Minette for the prompt and efficient help which you have rendered our clients in this unfortunate situation. I have had a long telephone conversation with the Defendant, Mr. James Howell, and believing in his good faith the following authorization is given.

I am enclosing a Bailee's Receipt prepared for the signature of Miss Kathryn L. Howell, authorizing you to deliver to her the MG automobile which has been attached at our request, upon condition that she execute the Bailee's Receipt which is enclosed and delivers it to you for filing in court. Secondly, I am enclosing a duplicate Bailee's Receipt covering the Pontiac automobile which has not yet been attached. I understand that Mr. Howell intends to bring it to Baldwin County on this weekend and if he does so, I ask that it be attached, but that the enclosed Bailee's Receipt be executed by a Bailee other than a member of Mr. Howell's family, such person to be approved by either of the Plaintiffs in this case. Upon such person signing the receipt, it can be delivered to you and filed in court and the Pontiac automobile can be released to him.

I am at the present time making inquiry in Mobile concerning the Chrysler automobile presently under attachment and I will be in contact with you with respect to that automobile as soon as possible.

Deputy Sheriff Joe Eastburn February 1, 1968 Page Two

All other objects of attachment and garnishment will remain in effect and I ask that any objects of attachment or garnishment which have been filed by us and which have not yet been perfected or served be processed in the usual manner.

Again, my deep appreciation for your efforts.

Very truly yours,

William H. McDermott

For the Firm

WHMcD jb

cc: Sheriff Taylor Wilkins Mr. Harry M. Linden

# AFFIDAVIT OF ATTACHMENT

· · · · · · · · · · · · · · · · · · ·	lic in and for said State and County
Personally appeared before <b>Julius is Mandewilles A</b>	
who maketh oath and sayeth that James Howell is	
justly indebted to Donald C.	Linden and Harry M. Linden
n the sum of Six Thousand And No/100 (\$6,000.00)	
Defendant has moneys, property or effects, liable raudulently withholds; the Defendant temporarily and the Defendant is secreting himself	<del>resides out of the State of Alabam</del>
so that the ordinary process of law cannot be served upon him	C <sub>1</sub>
the purpose of vexing or harrassing him, the said James	Howell
Sworn to and subscribed the 2 day of 10 day of 1968, before me	In Find
tary Public, Mobile County, Alabamaxxx —	Mull C. Keil
KNOW ALL MEN BY THESE PRESENTS, That we_Do	(Attachment Bond) nald C. Linden and Harry M. Linde
and United States Fidelity & Guaranty Co.	THE STATE OF THE S
of the County ofare he	ld and firmly bound unto James Howell
in the sum of Twelve Thousand And No/100 (\$12,00	0.00) Dollars, to be paid to the said
James Howell	
his certain Attorneys, Executors, Administrators or Assigns, ic	
Sealed with our seals, and dated the 25th day of Jan	nuary in the year
of Our Lord, one thousand, nine hundred and <b>sixty-eight.</b>	
The Condition of the above Obligation is such, That wh	ereas the above bounden Donald C.
Linden and Harry M. Linden  Baldwin	hath the day of the
date hereof, before Clerk of the Circuit Court of Make Co	unty, prayed an Attachment at the suit of
Donald C. Linden and Harry M. Linden	against the estate of the above named
James Howell	
for the sum of Six Thousand And No/100 (\$6,000.00	Dollars and hath obtained the same
returnable to the present term of the Circuit Court of Mobile	
Now, if the said Donald C. Linden and Harry	M. Linden
Shall prosecute said	. **
Attachment to effect, and pay to the said James Howel	
	may sustain by the wrongful or vexatious
suing out thereof, then the above obligation to be void, of	herwise to remain in full force and effect.
IN PRESENCE OF	(Seal)
Jelen V. Sempson United S	States Fidelity & Guaranty Co. (Seal)
Sandrai Marcellino By:	rney-in-Fact (Seal)
Filed / A / C / C	- Property to attach is described
~ 11/0.1 1/ 1/01 V	sheet attached hereto.

No	

# OATH AND BOND

vs.

OATH AND BOND FOR ATTACHMENT

Filed in office,

19

CLERK

#### McDermott, Slepian & Feibelman

#### ATTORNEYS AT LAW

FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA

36601

MAILING ADDRESS:
POST OFFICE DRAWER 2025
PHONE 432-2632

WILLIAM H. MCDERMOTT
RONALD P. SLEPIAN
HERBERT P. FEIBELMAN, JR.
THOMAS E. BRYANT, JR.
EDWARD B. MCDERMOTT

February 8, 1968

Mrs. Alice J. Duck, Clerk Circuit Court of Baldwin County Baldwin County Court House Bay Minette, Alabama 36507

In re: Donald C. Linden and Harry M. Linden

vs: James Howell

Circuit Court of Baldwin County No. 7973

Dear Mrs. Duck:

It is my understanding that Mr. Howell, the Defendant, has returned to his Foley residence and he can now be given personal service of the pending summons and complaint, instead of advertisement and/or registered mail service.

I am also, by means of this letter, striking from the list of property requested to be attached, that certain motor vehicle already attached and described as a 1966 Crown Imperial, Tag No. 5-12368. It is my request that this letter constitute authorization for the release of said motor vehicle from the writ of attachment inasmuch as I have learned of a prior outstanding security transaction which exists concerning that automobile.

With best wishes, I am,

Very truly yours,

William H. McDermott

For the Firm

WHMcD:gs

cc: Sheriff Taylor Wilkins
Deputy Joe Eastburn
Mr. Harry Linden

# The State of Alabama, Mobile County

Complaint and Affidavit on Complaint and Summons

Donald C. Linden and Harry M. Linden, Plaintiffs, vs.

James Howell, Defendant. In the Circuit Court of

S. S. Baldwin County, Alabama, At Law No.

alse Coultry	a Notary Public in and for said State appeared before me, XAXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
_	mes Hawall is
7no maketh oath and sayeth, that	ımes Howell is
	75
	indebted to Donald C. Linden and Harry M.
Linden	
the sum of Six Thousand And No. Alice J. Duck, Clerk of the Circ	/100 (\$6,000.00) Dollars, and that uit Court of Baldwin County, Alabama, and the
own of Gulf Shores. Alabama. a	reSupposed to be indebted to, or have
	ell
•	
their possession or under	their control, and that Harry M. Linden
elieves process of Garnishment against s	aid Alice J. Duck, Clerk of the Circuit Court of Baldw of Gulf Shores, Alabama, and The First National Bank of debt.
worn to and Subscribed the 25	day
	4/ 00.1
f January 1968, before Notary Public, Mobile County, A	CHARLE Mushell then
	Let Del Later
'he State of Alabama, 🏻	
Mobile County	
WNOW ATT MENURY THESE DRESS	M very December 2 Monald C Tindon and Damer
Timin	INTS, That we Donald C. Linden and Harry M.
***************************************	as Principal,
	nty Co <sub>and</sub> as Sureties
the sum of Twelve Thousand and	rmly bound unto James Howell no/100 (\$12,000.00) Dollars, to be paid to the said
James Howell	or his
ttorney, Executors, Administrators or A	Assigns; for which payment, well and truly to be made, we bind
irselves and our heirs, executors or adn	ninistrators, jointly and severally, firmly by these presents.  25th day of January
	ne hundred and Sixty-eight.
THE CONDITION OF THE ABOVE	ODITOATION TO CITCH TO
Donald C. Linden and Horar M.	OBLIGATION IS SUCH, That, whereas, the above bounden
Donatte O. Different and Hally 141.	Linden hath the day of the
	nment at the suit of Donald C. Linden and Harry M.
Linden	against the estate of the above named
	in the hands of urt, Baldwin County, Alabama and Town of Gulf Shore and Town of Gulf Shore (2000) (\$6,000.00) Dollars, and hath obtained the same a County, to be held at the present term.
eturnable to the Circuit Court of Massic	County to be held at the present town
Now, if the said Donald C. Linde	en and Harry M. Linden shall prosecute
said crit to offeet and	shall prosecute
suit to effect, and pay to	the said James Howell
all such d	lamage as he may sustain by the wrongful or vexatious
ing out thereof, then the above obligation	on to be void, otherwise to remain in full force and effect.
	Mindle (Seal)
JAN 25 1988	United States Fidelity & Guaranty Co.  By: James H. Jawa (Seal)
	Attorney -in-Fact

7.T -			
No	 	,	 
		- 1	

VS. { Oath and Bond for Garnishment on Complaint and Summons

Filed 19 Clerk

#### McDermott, Slepian & Feibelman

#### ATTORNEYS AT LAW

FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA
36601

WILLIAM H. MCDERMOTT RONALD P. SLEPIAN HERBERT P. FEIBELMAN, JR. THOMAS E. BRYANT, JR. EDWARD B. MCDERMOTT MAILING ADDRESS:
POST OFFICE DRAWER 2025
PHONE 432-2632

January 31, 1968

Mrs. Alice J. Duck, Clerk Circuit Court of Baldwin County Baldwin County Court House Bay Minette, Alabama 36507

In re: Donald C. Linden and Harry M. Linden

vs: James Howell

Circuit Court No. 7972, at Law

Dear Mrs. Duck:

Additional assets of the Defendant, James Howell, have come to our attention. These are listed on the attached pages and we ask that an alias writ of attachment be issued covering the property described on the paged marked "For Attachment" and that a new writ of garnishment be served upon the additional garnishees named on the page marked "For Garnishment", pursuant to Section 867, Title 7, Code of Alabama 1940.

A copy of this letter is being sent to the Sheriff of Baldwin County, together with copies of the attached pages.

With appreciation for your help and the help of the Sheriff's Office, I am,

Very truly yours,

William H. McDermott

For the Firm

WHMcD:gs Enclosures

cc: Baldwin County Sheriff's Office

Mr. Harry M. Linden

# South Baldwin Development Corporation

P. O. Box 669 FOLEY, ALABAMA

February 10, 1968

Ms. Alice J. Duck Clerk of the Circuit Court Bay Minette, Alabama

Dear Mrs. Duck:

We have been served a garnishment on case #7973 against James W. Howell.

Our company has no indebtedness to Mr. James W. Howell. The amounts owed to Mr. Howell have been paid in full.

As there is no amount to garnishee we are therefore returning this summons to you.

Sincerely yours,

SOUTH BALDWIN DEVELOPMENT
CORPORATION

James J. Jurkiewicz
President

JJJ:ss

13

13

ATTENTION OF REGI

"Cheap Work Is No Bargain"

STATEMENT

# WALKER'S BOAT WORKS

DRY DOCKING - PAINTING - REPAIRS

Gulf Marine Service

PHONE YU 1.2366

ROY E. WALKER, OWNER ORANGE BEACH, ALA. 4/// White paint The Vinelast copper paint shaft and rudde 4,00 shaft and sudder repare which on generator machine work and me valve 13 00 drydock Thansdurer Incrated burned out and had to Il repared. Malor gao 18lip rent \$20,00 pu. mont 24000 slips rent 1918

#### McDermott, Slepian & Feibelman

#### ATTORNEYS AT LAW

FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA
35601

WILLIAM H. MCDERMOTT RONALD P. SLEPIAN HERBERT P. FEIBELMAN, JR. THOMAS E. BRYANT, JR. EDWARD B. MCDERMOTT

MAILING ADDRESS:

POST OFFICE DRAWER 2025

PHONE 432-2632

February 21, 1968

Mrs. Alice J. Duck, Clerk Circuit Court of Baldwin County Baldwin County Court House Bay Minette, Alabama 36507

In re: Donald C. Linden and Harry M. Linden

vs: James Howell

Circuit Court No. , At law

Dear Mrs. Duck:

By letter of January 31, 1968, to your office, I requested an alias writ of attachment because of the discovery of additional assets of the Defendant, James Howell.

I now ask for still another alias writ of attachment pursuant to Section 867, Title 7, Code of Alabama 1940 and I am listing the property which is to be the subject of this particular alias writ of attachment on the attached page.

I would appreciate it if you would cause this alias writ of attachment to be issued as soon as possible. With every good personal wish, I am,

Very truly yours,

William H. McDermott

For the Firm

WHMcD:gs

# The State of Alabama, Baldwin County

## CIRCUIT COURT

To Any Sheriff of the State of Alabama-Greetings:

Whereas Donald C. Linden & Harry M. Linden	
has commenced suit by Summons and Complaint returnable to the next term of the Circuit Court	
said County, against James Howell	
for the sum of Six Thousand and no/100 Dollars and whereas, the	
Harry M. Linden & Bonald C. Linden with United States Fidelity & Guaranty Co	} <u>-</u>
by Jenes M. Paulic, Attorney in Fest.	
nave entered into bond, and made affidavit as required by law that the said	
James Mowell	
is indebted to Donald C. Linden 5 in the sum of Six Thousand and no/100	
Dollars and that process of garnishment is believed to be necessary to obtain satisfaction of	such
judgment as may be recovered by Plaintiff, and that Scuth Buldwin Development Corp., In	
Managaria Land Homomy and College & College and Colleg	
believed to be chargeable as garnishee in the cause.	
YOU ARE THEREFORE, commanded to summon the said South Baldwin Developme	et Cor
Inc., a corp., Magnolia Land Company and Foley & Company,	
within 30 days from the service hereof, term of the Circuit Cour	t, to
be holden for the County of Barawa, out-	
then and there to answer, upon oath, whether, at the time of the service of this garnishment	
at the time of making your answer, or at any time intervening between the time of serving	
garnishment and making the answer, you were indebted to the defendant, and whether,	
will not be indebted to him in the future by a contract then existing, and whether by a con	itract
then existing, you are liable to him for the delivery of personal property, or for the payment of n	ioney
which may be discharged by the delivery of personal property, or which is payable in personal prop	
and whether you have not in your possession or under your control money or effects belonging to	o the .
defendant.	
Witness my hand thisday of,19,19	

alice Juliek, Clerk

Circuit Court of Baldwin County

VS. { GARNISHMENT ON SUMMONS

Issued\_\_\_\_day of\_\_\_\_\_19\_\_\_\_

Plaintiff's Attorney

Printed by Moore Printing Co.

# FOR ATTACHMENT

(9) A boat owned by, or an equity therein owned by, James Howell, Defendant in this case, approximately 27 feet in length and presently stored at Roy Walker's Marina at Orange Beach (Baldwin County), Alabama, subject to any legitimate claim by Roy Walker for work and labor done upon said boat.

TOWN OF GULF SHORES Frekelin Gulf Shores, Alabama February 14, 1958 CLAUDE J. O'CONNOR, Mayor HEATH L. McMEANS, Treasurer-Clerk Councilmen: VADA BALDWIN JAMES M. COLIDIS OTTO L. KAEMMERER, Jr. CHARLES H. RICE GEORGE S. SALLEY Mrs. Alice Duck Circuit Clerk

Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed please find the three (3) executed copies of answer to garnishment as you requested.

Cordially,

Lois Gale Walker

Lais Gale Walker

Town Clerk

Encl.

# Notice of Levy on Real Estate

_
vin County Circuit Court
aldwin County, Alabama:
chment
the following described property
said property
ded in Book 489,
inty, Alabama,
dividually and
and the second s
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1/10//-
riff of Baldwin County, Alabama

21 day of Jeh- 1968

wed a copy of the within Leny

May Dowell TAYLOR WILKINS, Sheriff
By M Eastlewell
Latology Cla Shortf claims

DONALD C. LINDEN and

IN THE CIRCUIT COURT OF

HARRY M. LINDEN,

BALDWIN COUNTY, ALABAMA

AT LAW

Plaintiffs,

VS:

JAMES HOWELL,

Defendant

No. 7973

Pursuant to attachment prayed for and filed contemporaneously herewith, Plaintiffs pray for the attachment of the following described property:

- 1. That certain Chris Craft boat known as the Little Eagle or the Little Beagle-docked at Ray Calloways Marina, Orange Beach, Alabama.
- 2. That certain motor vehicle described as a 1963 Pontiac Grand Prix # 963 D1506, tag No. 5-12366.
- 3. That certain motor vehicle described as a M.G. (1961) Convertible # 6WW 98429, tag No. 5-12367.
- 4. That certain motor vehicle described as a 1966 Imperial (rown# M 43 J 63 12757, tag No. 5-12368.

Such motor vehicles are located at 224 West Laurel Avenue, Foley, Alabama.

# THE STATE OF ALABAMA,

Baldwin County.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Donald C. Linden and Harry M. Linden, Plaintiffs
hath complained on oath to me, ALICE J. DUCK, Clerk of Circuit Court of Baldwin County, Ala., the
James Howell
is justly indebted to the Plaintiff Donald C. Linden and Harry M. Linden,
Donald C. Linden and Harry M. Linden having made affidavit and given bon as required by law, in such cases, you are hereby commanded to attach so much of the estate of James Howell- (Property described on attached sheet)
as will be of value sufficient to satisfy said debt and costs, according to the complaint; and such estate, so
attached unless replevied, so to secure, that the same may be liable to futher proceedings thereon to be
had by the Circuit Court of Baldwin County, Ala., at a term thereof, to be held at the Court House of said
County, onMonday of19
next; when and where you must make known to said Court how you have executed this Writ.
The second secon
WITNESS, my hand, this 25th day of January A. D., 1968
aried rene b clerk

Holde No. 7973 (H) This Chies Crafficis alleady ATTACHMENT under attachment by homas stonens II

lase number 24606 - and is atter haf subject to about

Somborwithin Helf Im Easthern 1 D.S. of Morbile County, alax Donald C. Linden day of good lele 168 ryed a copy of the within Willac Vs. ATTACHMENT service on James Sacrey James Howell TAYLOR WILKINS, Sheriff Masthera LIRey lefta Keturn not Journel on the Jeh. 9,1968 attached ON 1730-68 Released on as per Bailes. Receipt Ottocked 1963 Portice GrandPrix (1)M.G. (961) Sound No. #600098429 Car in Fla. this Fel. 9, 1968 TAG 5-12367 MA. - Store Dat Foley Jail Foley, ala. Jon Easthum D, W.S. (1-) Imperial Crown on Fel. 9, 1968 Toley, ala -Keleased by order of 1966 #M4356312757 TA9. 5-12368 Letter from flountiff allowey Stored At Foley Police dated Feb. 8, 1968 Dept. Foley, AlA -In Easthund, D.S., Holey, Ala. Sheriff claims 72 Tetter Ottached:

eived 2 Oday of

Ten Conts per mile Total & 1