

A. C. MICHAEL and HAZEL MICHAEL,))	IN THE CIRCUIT COURT OF
formerly known as HAZEL DARDEN,))	
as Administrator of the Estate))	BALDWIN COUNTY, ALABAMA
of Leonard Clyde Darden, Deceased,))	
))	AT LAW
Plaintiffs,))	
))	CASE NO. 8346
VS.))	8129
))	
DONALD JOHNSON,))	
))	
Defendant))	

This cause coming on to be heard by testimony taken orie
tenes and after consideration thereof it is ORDERED, ADJUDGED
and DECREED by the Court as follows:

That the Plaintiff, Hazel Michael, formerly known as Hazel
Darden, as Administrator of the Estate of Leonard Clyde Darden,
Deceased is hereby awarded the 1955 Ford F-600 10 Wheel Truck
in full payment for all claims against Defendant for which let
execution issue.

DONE this 19th day of May, 1969.

Deloris J. Madaleno
CIRCUIT JUDGE

FILED

MAY 19 1969

ALICE J. BEECHER

THE STATE OF ALABAMA }
Baldwin County

CIRCUIT COURT AT BAY MINETTE, ALA.

KNOW ALL MEN BY THESE PRESENTS, That We, A. C. MICHAELS andHAZEL MICHAELS

....., of the County of Baldwin.....

are held and firmly bound unto DONALD JOHNSONin the sum of THREE HUNDRED AND 0/100 (\$300.00) Dollars, tobe paid to the said DONALD JOHNSON

heirs, executors, administrators, or assigns, for which payment, well and truly to be made, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals and dated the.....day of....., 19

The Condition of this Obligation is such:

That whereas, the above bounden A. C. MICHAELS and HAZEL MICHAELS..... have, on the day of the date
hereof, prayed an Attachment at the suit of A. C. MICHAELS and HAZEL MICHAELS..... against the estate of above named
DONALD JOHNSONfor the sum of THREE HUNDRED AND 00/100 (\$300.00) Dollars,
and hath obtained the same, returnable to the Circuit Court of Baldwin County:Now, if the said A. C. MICHAELS and HAZEL MICHAELSshould prosecute said Attachment to effect, and pay the said Defendant all such damages as.....
may sustain by the wrongful or vexatious suing out said Attachment, then the above obligation to be
void; otherwise to remain in full force and effect.And we and each of us hereby waive all rights of claims of exemption we or either of us have now,
or may hereafter have, under the Constitution and Laws of the State of Alabama.

Signed, Sealed, and delivered the date above written.

Hazel Michael (Seal)
A. C. Michael (Seal)
..... (Seal)
..... (Seal)

Approved, this 3 day of May, 19 68Walter J. Smith, Clerk

THE STATE OF ALABAMA }
Baldwin County }

CIRCUIT COURT AT BAY MINETTE, ALABAMA

Before me, the undersigned, a Notary Public,
 in and for said County, personally appeared A. C. MICHAELS and HAZEL MICHAELS
 who, being duly sworn, on oath saith that DONALD JOHNSON

justly indebted to
A. C. MICHAELS and HAZEL MICHAELS

in the sum of ONE HUNDRED FIFTY and 00/100 (\$150.00) Dollars,

which said amount is justly due after allowing all just offsets and discounts, and that the said

DONALD JOHNSON HAS FAILED AND REFUSED TO PAY THE SAID SUM

and that this Attachment is not sued out for the purpose of vexing or harassing the Defendant, or other improper motive.

Subscribed and sworn to before me this _____ day of _____, 19____

No. _____ Page _____

STATE OF ALABAMA
Baldwin County

CIRCUIT COURT
 At Bay Minette, Ala.

TO

ATTACHMENT BOND AND AFFIDAVIT

Filed this the _____ day

of _____, 19____

_____, Clerk

_____, Attorney

Attachment

THE STATE OF ALABAMA)
Baldwin County.)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, A. C. MICHAELS AND HAZEL MICHAELS

hath complained on oath to me, ALICE J. DUCK, Clerk of Circuit
Court of Baldwin County, Ala., that DONALD JOHNSON

is justly indebted to the Plaintiff A. C. MICHAELS AND
HAZEL MICHAELS

in the sum of ONE HUNDRED FIFTY AND 00/100 (\$150.00) Dollars, and
A. C. MICHAELS AND HAZEL MICHAELS having made affidavit and given
bond as required by law, in such cases, you are hereby commanded to
attach so much of the estate of DONALD JOHNSON

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 further
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, on Monday of
19 next; when and where you must make known to said Court how
you have executed this Writ.

WITNESS, my hand, this 23 day of May A.D., 19 .

Alice J. Duck
Clerk

THE STATE OF ALABAMA,
Baldwin County.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, A. C. MICHAELS AND HAZEL MICHAELS

hath complained on oath to me, ALICE J. DUCK, Clerk of Circuit Court of Baldwin County, Ala., that

DONALD JOHNSON

is justly indebted to the Plaintiff A. C. MICHAELS AND HAZEL MICHAELS

in the sum of ONE HUNDRED FIFTY AND 00/100 (\$150.00) Dollars, and

A. C. MICHAELS and HAZEL MICHAELS having made affidavit and given bond as required by law, in such cases, you are hereby commanded to attach so much of the estate of

DONALD JOHNSON

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 further 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, on _____ Monday of _____ 19 ____ next; when and where you must make known to said Court how you have executed this Writ.

WITNESS, my hand, this 3 day of May A. D., 1968.

Alice J. Duck Clerk.

Received 7 day of May 1968
and on 9 day of May 1968
served a copy of the within Attachment
on Donald Johnson

service on above
Lolley
TAYLOR WILKINS, Sheriff
By Roy Randall D.S.

attaching one
1955 Ford truck
F600 +
storing it at
A.C. Michael
Park City Groc.
Dayme Gound
in by
Charles Brough
No bond made by
Det.

No. 8129

ATTACHMENT

A.C. Michael &
Hazel Michael
Vs. { ATTACHMENT

Donald Johnson

Issued 5-23, 1968

Moore Printing Co.,

TAYLOR WILKINS, SHERIFF OF CALDWAY
COUNTY, ALABAMA, CLERK OF COURT

~~40 miles~~
TRAVEL EXPENSE ON EACH OF \$ 4.00
TOTAL OF \$ 8.00

VOL 62 PAGE 145

Richard C. Lolley

A. C. MICHAEL and HAZEL
MICHAEL,

Plaintiffs

VS

DONALD JOHNSON,

Defendant

X

X

X

X

X

X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
AT LAW.

CASE NO.

P L E A S


Comes the Defendant and offers the following separate
and several pleas to the Plaintiff's Complaint and each and
every count thereof separately and severally.

PLEA 1

The Defendant for answer to said Complaint saith that
he has paid the debt for the recovery of which this suit was
brought, before the action was commenced.

PLEA 2

The General Issue.



E. G. RICKARBY,
Attorney for the Defendant

CERTIFICATE OF SERVICE

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

This 23 day of May 1968.

E. G. RICKARBY


Attorney for Defendant
P. O. Box 471, Fairhope, Ala. 36522

FILED

MAY 24 1968

ALICE J. DUCK

CLERK
REGISTER

A. C. MICHAEL and HAZEL MICHAEL, X
Plaintiffs, X
vs. X
DONALD JOHNSON, X
Defendant. X

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

I, DONALD JOHNSON, a resident of the State of Alabama, and of Baldwin County, do hereby make and file this my declaration in writing, under oath that I have claimed and do claim and set apart as being exempt from levy, sale, seizure or with sale under execution or any other process for the collection of debts, the following described property owned by me, to-wit:

One 1955 Ford F-600, 10 Wheel Truck with a value of \$150.00.

Donald Johnson
DONALD JOHNSON

Sworn to and Subscribed before me this the 6 day of

June, 1968.

[Signature]
Notary Public, Baldwin County,
Alabama.

[Signature]
E. G. RICKARBY,
Attorney for Defendant.

CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of the foregoing in the manner and to the persons named herein by depositing in the United States Mail a copy of the same enclosed in a sealed envelope addressed to the persons named herein at the address indicated.

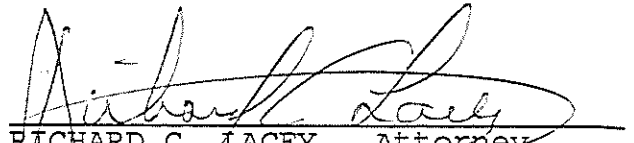
This 6 day of June, 1968.

[Signature]
E. G. RICKARBY

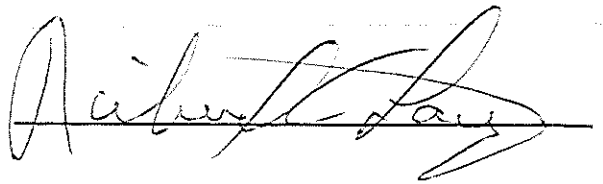
[Signature]
Attorney for
P. O. Box 471, Fairhope, Ala. 36525

A. C. MICHAEL and HAZEL MICHAEL,) IN THE CIRCUIT COURT OF
Plaintiffs,) BALDWIN COUNTY, ALABAMA,
VS.) AT LAW
DONALD JOHNSON,) CASE NO. 8128
Defendant)

Comes the Plaintiff in the above styled cause and files this his motion to claim for exemption heretofore filed in subject case to deny the claim of exemption filed by said Defendant.


RICHARD C. LACEY, Attorney
for the Plaintiffs

I do hereby certify that I have on this 7 day of May 1968, served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States mail, properly addressed, and first class postage prepaid.



FILED

JUN 10 1968

ALICE J. DUCK CLERK
REGISTER

P. O. DRAWER A-J

RICHARD C. LACEY

TELEPHONE 928-2373

ATTORNEY AT LAW

FAIRHOPE, ALABAMA 36532

May 15, 1969

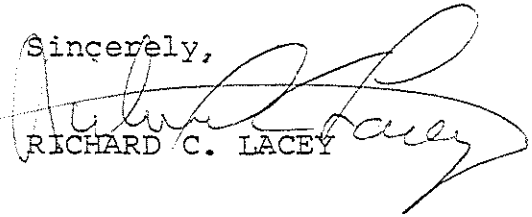
Hon. Telfair Mashburn
Circuit Judge
Circuit Court
Bay Minette, Alabama

RE: Michael vs. Johnson
Case # 8346

Dear Judge:

I am enclosing the proposed decree in subject case in accordance with the agreement arrived at in court the other day. If the decree is satisfactory please have Mrs. Duck return one copy to me. Thank you.

Sincerely,


RICHARD C. LACEY

RCL/dt
encls.

Our File No. 68-154

Your File No. ____

Law Offices

E. G. RICKARBY

35 SOUTH SECTION STREET
FAIRHOPE, ALABAMA 36532

CODE 205
Telephone: 928-9836

Mailing Address
P. O. BOX 471

May 29, 1968

Honorable Taylor Wilkins
Sheriff, Baldwin County
Bay Minette, Alabama 36507

Dear Taylor:

Inre: A.C. & Hazel Michael vs. Donald Johnson

Enclosed find a Claim of Exemption filed under Section
643 348 of Title 7, and under Section *339* of Title 7 if
the Plaintiff does not contest within ten days after
notice of Defendant's claim, the levy is discharged
and the property is returned to him.

Yours very truly,



EGR/jlb

Encl.

cc: Mr. Donald Johnson

cc: Mrs. Alice Duck

6-11-68

*Call Rick and ask if he
has filed a copy in probate
Court - He
has not filed a copy, but will
do so.*

A. C. MICHAEL and HAZEL MICHAEL,	X	
Plaintiffs,	X	IN THE CIRCUIT COURT OF
VS.	X	BALDWIN COUNTY, ALABAMA,
DONALD JOHNSON,	X	AT LAW.
Defendant.	X	CASE NO.

I, DONALD JOHNSON, a resident of the State of Alabama, and of Baldwin County, do hereby make and file this my declaration in writing, under oath that I have claimed and do claim and set apart as being exempt from levy, sale, seizure or with sale under execution or any other process for the collection of debts, the following described property owned by me, to-wit:

One 1955 Ford F-600, 10 Wheel Truck with a value of \$150.00.

Donald Johnson
DONALD JOHNSON

Sworn to and Subscribed before me this the 6 day of June, 1968.

[Signature]
Notary Public, Baldwin County, Alabama.

[Signature]
E. G. RICKARBY,
Attorney for Defendant.

CERTIFICATE OF SERVICE


This is to certify that I have this day served counsel for the opposing party in the following manner: by depositing in the United States Mail a copy of the summons and complaint, and a copy of the petition, addressed to the party or parties named in the petition.

This 6 day of June, 1968.
[Signature]
Attorney for [Signature]
P. O. Box 471, Fakahatchee, Ala. 39131

STATE OF ALABAMA
BALDWIN COUNTY

Notice is hereby given that Donald Johnson, as defendant
in the case of A. C. & Hazel Michael vs. Donald Johnson,
has filed a claim of exemption. Copy attached hereto.

Dated this 11th day of June, 1968.



Sheriff of Baldwin County, Ala.

File In
Case # 8129

Received 12th day of June 1968
And on 13 day of June 1968
I served a copy of the within notice
on Richard Lacey, atty
for City of Hope
By service on about Hope

TAYLOR WILKINS, Sheriff
By Roy Randall D. S.

CASE NO. 227

ALICE J. DUCK
CLERK
REGISTER

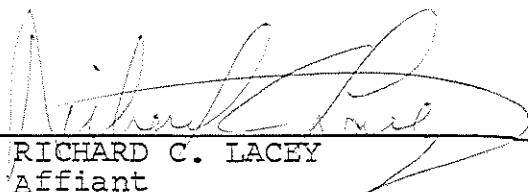
Statement of Account For
Darden's spur station
on Donald Johnson

DATE CHARGED	AMOUNT CHARGED	DATE PAID	AMOUNT PAID
4/10/61 - welding cable	4.00		
Axle studs	2.00		
washers	1.60		
Nuts	.40		
Labor	8.00		
		4/10/61	\$6.00
4/14/61 - steam cleaning	20.00		
20 shots T.M. Grease	4.00		
12/1/64 - Account	9.85		
8/22/65 - 2 Used Tires	35.00	8/22/65	17.50
1000 X 20 Used Tire	30.00	9/10/65	12.00
Mower	55.50	-	11.00
2 Tires & Tubes	61.00	9/26/65	10.00
		10/1/65	10.00
		10/16/65	5.00
		-	8.00
		11/6/65	10.00
		11/13/65	8.00
		12/4/65	5.18
12/18/65 - Grease Job	1.25		
Oil	2.20		
Gas	2.80		
1/2/66 - Oil	.35		
Gas	4.94		
Comb	.10		
1/8/66 - Gas	3.50		
Oil	.90		
Gas	.75		
Gas	13.60		
Misc. (Eats & Drinks	.46		
1/12/66 - Gas	3.00		
Fuel line	1.00		
1/13/66 - Gas	13.60		
Misc.	.46		
Oil	.45		
Transmission Fluid	15.95		
Group 2 Battery	3.50		
Repairs	7.72	Credit Exg.	15.95
6/18/66 - 8V-Gr. 2 Battery	24.94		
1/17/67 - Gas	5.50		
Oil	.35		
Misc.	.33		
2/6/67 Bal. on Gas Bill	36.30		
2/7/67, - Gas	5.06	5/28/67	10.00
6/6/67 - Black Ford Truck	175.00		
		6/6/67	145.00
		6/10/67	10.00
		7/8/67	10.00
Total charged	556.67	Total paid	283.63
Total charged	556.67		
Total paid	-283.63		
	<u>\$273.04</u>	Total owing	

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned Notary Public personally appeared RICHARD C. LACEY, who being first duly sworn deposes and says that the foregoing is a true and correct itemized statement of monies owing to A. C. Michael and Hazel Michael from Donald Johnson.


RICHARD C. LACEY
Affiant

SWORN to and subscribed before me
on this _____ day of _____,
1969.

NOTARY PUBLIC - State At Large

THE STATE OF ALABAMA {
Baldwin County

CIRCUIT COURT AT BAY MINETTE, ALA.

KNOW ALL MEN BY THESE PRESENTS, That We, A. C. MICHAELS andHAZEL MICHAELS

....., of the County of Baldwin

are held and firmly bound unto DONALD JOHNSONin the sum of THREE HUNDRED AND 00/100 (\$300.00) Dollars, tobe paid to the said DONALD JOHNSON

heirs, executors, administrators, or assigns, for which payment, well and truly to be made, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals and dated the day of, 19

The Condition of this Obligation is such:

That whereas, the above bounden A. C. MICHAELS and HAZEL MICHAELS..... have, on the day of the date
hereof, prayed an Attachment at the suit of A. C. MICHAELS and HAZEL MICHAELS..... against the estate of above named
DONALD JOHNSONfor the sum of THREE HUNDRED AND 00/100 (\$300.00) Dollars,
and hath obtained the same, returnable to the Circuit Court of Baldwin County:Now, if the said A. C. MICHAELS and HAZEL MICHAELSshould prosecute said Attachment to effect, and pay the said Defendant all such damages as
may sustain by the wrongful or vexatious suing out said Attachment, then the above obligation to be
void; otherwise to remain in full force and effect.And we and each of us hereby waive all rights of claims of exemption we or either of us have now,
or may hereafter have, under the Constitution and Laws of the State of Alabama.

Signed, Sealed, and delivered the date above written.

Hazel Michael (Seal)A. C. Michael (Seal)

..... (Seal)

..... (Seal)

Approved, this day of, 19

....., Clerk

THE STATE OF ALABAMA }
Baldwin County }

CIRCUIT COURT AT BAY MINETTE, ALABAMA

Before me, ~~the undersigned, a Notary Public~~
in and for said County, personally appeared ~~A. C. MICHAELS and HAZEL MICHAELS~~
who, being duly sworn, on oath saith that ~~DONALD JOHNSON~~

justly indebted to
~~A. C. MICHAELS and HAZEL MICHAELS~~

in the sum of ~~ONE HUNDRED FIFTY and 00/100 (\$150.00)~~ Dollars,

which said amount is justly due after allowing all just offsets and discounts, and that the said

~~DONALD JOHNSON HAS FAILED AND REFUSED TO PAY THE SAID SUM~~

and that this Attachment is not sued out for the purpose of vexing or harassing the Defendant, or other improper motive.

Subscribed and sworn to before me this _____ day of _____, 19____

No. <u>8129</u>	Page _____
STATE OF ALABAMA Baldwin County	
CIRCUIT COURT At Bay Minette, Ala.	
TO	
ATTACHMENT BOND AND AFFIDAVIT	
Filed this the _____ day	of _____, 19 ____
Clerk	
Attorney	

A.C. MICHAEL and HAZEL MICHAEL,	X	
Plaintiffs,	X	IN THE CIRCUIT COURT OF
VS.	X	BALDWIN COUNTY, ALABAMA,
DONALD JOHNSON,	X	AT LAW.
Defendant.	X	CASE NO.

INTERROGATORIES PROPOUNDED BY THE DEFENDANT TO THE PLAINTIFF

1. Please give a list of the items sold by the Plaintiff to the Defendant for which this suit is made, showing the items sold and the date and the charges therefor, or an itemized statement of account.



E. G. RICKARBY,
Attorney for Defendant

STATE OF ALABAMA,
COUNTY OF BALDWIN.

Before me, the undersigned Notary Public, personally appeared E. G. RICKARBY, who, being first duly sworn, deposes and says that the answer to the foregoing Interrogatory will be material testimony for the Defendant in this cause.



Affiant

Subscribed and sworn to before me, the undersigned Notary Public. *This the 16th day of May, 1968*

Janice D. Blackman
Notary Public, Baldwin County,
Alabama.

I hereby certify that I have this 16th day of May, 1968, mailed a copy of the foregoing pleading to the Attorney of Record in this case.

FILED

MAY 16 1968



ALICE J. DUCK CLERK
REGISTER

Telephone: 923-9636 ⁶⁸-154

LAW OFFICES

E. G. RICKARBY

P. O. BOX 471

35 SOUTH SECTION STREET
FAIRHOPE, ALABAMA 36532

May 29, 1968

C
O
Honorable Taylor Wilkins
Sheriff, Baldwin County
Bay Minette, Alabama 36507

Dear Taylor:

Inre: A.C. & Hazel Michael vs. Donald Johnson

P
Enclosed find a Claim of Exemption filed under Section ~~689~~ of Title 7, and under Section ~~689~~ of Title 7 if the Plaintiff does not contest within ten days after notice of Defendant's claim, the levy is discharged and the property is returned to him.

Y
Yours very truly,

EGR/jlb

Encl.

cc: Mr. Donald Johnson

cc: Mrs. Alice Duck

6-11-68

A. C. MICHAEL and HAZEL MICHAEL,
formerly as Hazel Darden, Admin-
istrator of the Estate of Leonard
Clyde Darden, Deceased,

Plaintiffs,

VS.

DONALD JOHNSON,

Defendant

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

) AT LAW

) CASE NO. 8129

AMENDED BILL OF COMPLAINT

I

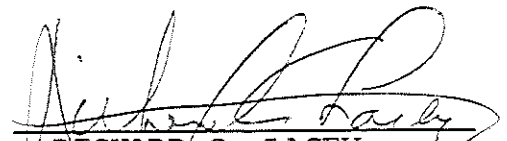
The Plaintiff claims of the Defendant the sum of One Hundred Fifty and no/100 Dollars (\$150.00), due from him on account, to-wit; the 15th day of April, 1967, which sum of money with the interest thereon, is still unpaid.

II

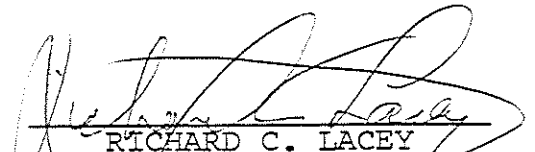
The Plaintiff claims of the Defendant the sum of One Hundred Fifty Dollars and no/100 Dollars (\$150.00), due from him for one 1955 Ford F-600, 10 Wheel Truck sold the 15th day of April, 1967, which sum of money with interest thereon is still unpaid.

III

Plaintiff claims of the Defendant the sum of Two Hundred Seventy Three and 04/100 Dollars (\$273.04) due from him on account due to-wit; the 15th day of April with interest thereon is still unpaid.


RICHARD C. LACEY
Attorney for Plaintiffs

I do hereby certify that I have on this 6th day of May, 1969, served a copy of the foregoing pleading on Elliot G. Rickarby at Fairhope, Alabama by mailing the same by United States mail, properly addressed, and first class postage prepaid.


RICHARD C. LACEY

FILED

MAY 8 1969

ALICE J. DUCK CLERK
REGISTER