

Standard Oil Company of Kentucky, a corp.

PLAINTIFF

vs. GARNISHMENT ON JUDGMENT

Roy E. Butgereit

DEFENDANT

CASE NO. 8210 1/2

MOSS-THORNTON COMPANY, INC.

GARNISHEE

ANSWER OF GARNISHEE

Now comes Moss-Thornton Company, Inc., garnishee in the above styled cause, by its undersigned agent, who deposes and says that she is the duly authorized agent of said garnishee to make this answer; that she has knowledge of the facts herein stated and says in answer to the writ served on the garnishee herein:

1. That at the time the garnishee was served with the writ of garnishment the garnishee was indebted to the defendant in the sum of \$ 211.77, and since said service garnishee has become indebted to the defendant in the further sum of \$ - 0 -, all due wages for personal services rendered by the defendant as an employee of the garnishee.

2. That garnishee was not at the time of service of said writ, is not now, and will not in the future, by contract then or now existing, be indebted to defendant in any other sum than as above stated, unless defendant continues in the employ of garnishee, in which event garnishee will become indebted to defendant for all such future earnings; that said garnishee was not liable to defendant under any contract with defendant existing at the time of service of said writ, except as herein expressly stated, for the delivery of personal property, or which is payable in personal property; and that said garnishee has not in its possession nor under its control any money or effects belonging to defendant other than as above stated, and that affiant is informed and believes, and upon such information and belief, states that the defendant is a resident of Alabama.

3. Garnishee has retained 25% of the wages of the defendant, as above shown, being \$ 52.94, and will continue to retain 25% of the wages of the defendant during the period of the defendant's employment with garnishee and, will not later than 15 days after the termination of such employment, or when a sum equal to \$ 7992.97 + 239.78 the amount of the claim of the plaintiff against the defendant, has been retained by garnishee from such wages, make a further answer in this proceeding. Deductions made in accordance with Consumer Credit Protection Act, Public Law 90-321 effective July 1, 1970.

Jane Culbreth
As Duly Authorized Agent of Said Garnishee

Sworn to and subscribed before me by said Agent of Said Garnishee, this the

27th day of November 1967 73.

Madron A. Simpson
Notary Public

Commission expires 2-29-76

FILED

NOV 29 1973

EUNICE B. BLACKMON CIRCUIT CLERK

STATE OF ALABAMA

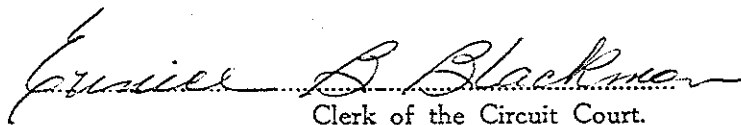
Baldwin County

TO Roy E. Butgereit Defendant.....YOU ARE HEREBY NOTIFIED that a Writ of Garnishment has been issued in the case of
Standard Oil Company of Kentucky, a corp. Plaintiff.....versus Roy E. Butgereit Defendant.....

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

Moss Thornton Company, Inc., Blakeley Island, Mobile, Alabama

has been named as Garnishee.....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 13th.day of 10th November 1973
Clerk of the Circuit Court.

Received in this office
10/14, 1973.

Taylor Wilkins Sheriff

Sheriff claims 70 miles at
Ten Cents per mile Total \$ 7.00
TAYLOR WILKINS, Sheriff
By H. Mitchell
DEPUTY SHERIFF

Received 14 day of Nov 1973
and on 12 day of Dec 1973
I served a copy of the within Notice
on Roy E. Butgereit P.O. B4547
Lawrence
By service on Roy E. Butgereit
Taylor Wilkins, Sheriff
By H. Mitchell D. S.

#8210 1/2

NOTICE
TO DEFENDANT OF GARNISHMENT
BY
CLERK OF CIRCUIT COURT
BALDWIN COUNTY, ALABAMA
TO

ROY E. BUTGEREIT

STANDARD OIL COMPANY OF KENTUCKY,

a corp.

Plaintiff...

VS.

ROY E. BUTGEREIT

Defendant...

92-2385

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

TERM, 19.....

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular..... Term, 19....., of the Circuit Court of Baldwin County, to-wit: On the 30th day of September, 1968, being a regular day of said term, Standard Oil Company of Kentucky, a corp.....

recovered judgment against Roy E. Butgereit.....

for the sum of \$7,992.97 plus \$239.78 interest on judgment..... Dollars, and cost of suit, and affidavit having been made by Gibbons, Stokes and Clark..... that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the following named persons or corporations, vis:

Moss Thornton Company, Inc.,.....

Blakeley Island, Mobile, Alabama.....

has or is believed to have in its..... possession, or under its..... control money or effects belonging to said defendant Roy E. Butgereit..... or that it..... is, or is believed to be indebted to said defendant..... or to be liable to them, or to one of them on a contract for the delivery of personal property, on a contract for the payment of money which may be discharged by the delivery of personal property, or which is payable in personal property.

You Are Therefore Hereby Commanded to Summon Moss Thornton Company, Inc.,.....

Blakeley Island, Mobile, Alabama.....

to file an answer in duplicate to the Circuit Court for Baldwin County, at the Court House thereof, in the city of Bay Minette, within 30 days from..... the service of the garnishment, or at the making its..... answer, or at any time intervening the time of serving the garnishment, and making the answer it..... was..... indebted to said defendant Roy E. Butgereit, and whether it..... will not be indebted in future to said defendant Roy E. Butgereit, by a contract then existing, and whether by a contract then existing it..... is, or are, liable to said defendants 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 it..... has not in its..... possession or under its..... control money or effects belonging to the defendant, Roy E. Butgereit.....

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

Eunice B. Blackmon

Witness, Clerk of said Court, this 13th day of November, A. D., 1973..

Issued 13th day of November, A. D., 1973..

ATTEST:

Eunice B. Blackmon Clerk

Received in this office
Nov 14, 1973.
Taylor Wilkins Sheriff

Received 15 Day of Nov. 1973
and on 26 Day of Nov. 1973
I served a Copy of the within Garnishment
on Moss Thornton Co., Inc.
by service on Mr. Case, Bookkeeper.

MOBILE COUNTY, ALA.

NOV 15 12 24 PM '73

BY _____

RAY D. BRIDGES, Sheriff

By C. R. Rumm D. S.

Rumm 10302

CIRCUIT COURT, BALDWIN COUNTY

LR

No. 8210 1/2

STANDARD OIL COMPANY OF KENTUCKY,
a corp.

VS. } GARNISHMENT ON JUDGMENT

ROY E. BUTGEREIT

Garnishee: 11-26X
Rumm
Moss Thornton Co., Inc.
Blakely Island
Mr. Case, Bkpr.

Issued 13th day of November 1973

Returnable _____ day of _____ 19____

GIBBONS, STOKES & CLARK

Attorney

MOSS-THORNTON COMPANY, INC.

General Contractors

P. O. DRAWER 2514 • MOBILE, ALABAMA 36601



J. P. MOSS, President
E. J. THORNTON, Sr. Vice President

JAMES H. PATTERSON, Vice President
W. W. MOSS, Vice President

January 2, 1974

Eunice B. Blackmon, Circuit Court
Baldwin County
Bay Minette, Alabama 36507

Re: Standard Oil Company
Vs. Roy E. Butgereit
Case No. 8210½

Dear Madam:

We are returning herewith the garnishment on the above referenced case. Mr. Roy Butgereit is no longer employed with Moss-Thornton Company, Inc. and we do not know where to get in touch with him.

If we can be of any further service, please let us know.

Sincerely,

C. D. Hawkins
Project Manager
Moss-Thornton Company, Inc.

CDH/mem

Enclosure

FILED

JAN 7 1974

EUNICE B. BLACKMON CIRCUIT CLERK

Received
JAN-2-1974

THE STATE OF ALABAMA

CIRCUIT COURT

Baldwin

COUNTY

Term, 19__

Standard Oil Company of KentuckyNo. 8210 1/2 vs.Roy E. Butgeroit

BILL OF COSTS

CLERK'S FEES:	AMOUNT	SUMMARY OF FEES, COSTS AND JUDGMENT:	AMOUNT
1. Suits for \$100.00 or less.....\$ 6.00		1. Clerk's Fees	6 00
2. Suits for over \$100.00 but less than \$1000 10.00		2. Ex-Clerk's Fees	
3. Suits for \$1000.00 and over..... 20.00		3. Sheriff's Fees	10 00
4. Suits Detinue, ejectment, etc..... 10.00		4. Ex-Sheriff's Fees	
5. Suits not otherwise provided for..... 10.00		5. Trial Tax	2 00
6. Appeal from Justice of Peace, etc..... 6.00	6 00	6. Court Reporter's Fee, per day.....\$	
7. Garnishment on Judgment, etc..... 6.00		7. Witness Fees	
8. Workmen's Compensation-Petition Settlement..... 10.00		8. Commissioner's Fees	
9. Appeals from State Dept. of Pub. Safety, etc..... 10.00		9. Garnishee's Fees	
10. Motion to sell real estate-J. P. levy..... 6.00		10. Publisher's Fees	
11. Mandamus, writ of prohibition, etc..... 15.00		11. <u>Original Cost</u>	33 50
12. Recording Executions-State Agencies..... 3.00		12.	
13. Copy of Record-per 100 words..... .15		13. Clerk's Fees in Inferior Court	
14. Certifying Abstract in transcript..... 5.00		14. Sheriff's Fees in Inferior Court.....	
15. Record for Supreme-Appeals Ct. per 100 wds.15		15. Witness Fees in Inferior Court.....	
16. Additional copies Record-Appeals per 100 wds.05		16.	
17. Taking Appeal Bond		17. Justice of Peace Fees.....	
18. Reporter's Transcript on Appeal..... 10.00		18. Constable's Fees	1 00
19. Appeals Courts Concurrent Jurisdiction..... 15.00		19. Law Library Fee.....	
20. Application-Habeas Corpus		20. Cost in Appealed Cases Docketed (Total).....	
21.		TOTAL FEES AND COST	49 50
22.		21.	
Total Clerk's Fees	6 00	22. Judgment	7,992 97
SHERIFF'S FEES:		23. 10% Damages	239 78
23. Serving summons and complaint		24. Interest	3232 25
24. Levying attachment and return		TOTAL JUDGMENT	8282 25
25. Seizing personal property-Detinue..... 6.00		TOTAL FEES, COST AND JUDGMENT	
26. Approving bond, each..... 2.00			
27. Serving Garnishee-Writ	1 50		
28. Serving Sci. Fa. or notice	1 50		
29. Serving subpoenas, each..... .75			
30. Impanelling Jury			
31. Serving Contempt Attachment			
32. Collecting execution for cost only..... 1.50			
33. Commissions on Execution			
34. Executing Writ of Possession, each			
35. Making Deed to Real Estate sold, each			
36. Mileage, each	7 00		
37.			
38.			
Total Sheriff's Fees	10 00		

I certify that the within is a true and correct Bill of Cost in the within styled case.

Ernest B. Blackman

ATTEST: Clerk Circuit Court _____ County, Ala.

Received payment, this _____ day of _____, 19____

ATTEST: Clerk Circuit Court _____ County, Ala.

No. 8210 1/2 Page _____

THE STATE OF ALABAMA

_____ COUNTY

CIRCUIT COURT

Standard Oil Company
of Kentucky, a corp. Plaintiff

Roy E. Butgerick

Defendant

CIVIL COST BILL

Term, 19____

Fee Book _____, Page _____

Gibbons, Stokes & Clark
Plaintiff's Attorney

Defendant's Attorney

Moss Thornton Company, Inc.
Blakely Island,
Mobile, Ala.

AFFIDAVIT FOR GARNISHMENT
ON JUDGMENT

8210 1/2

THE STATE OF ALABAMA }
MOBILE COUNTY
BALDWIN

CIRCUIT COURT

Notary Public

Personally appeared before me, ~~John E. Mandeville, Clerk of the Circuit Court in and for Baldwin~~
and State aforesaid ~~Baldwin~~ Robert F. Clarkwho being duly sworn, on oath says, that on the 30 day of Sept, 1968
in the Circuit Court of ~~Baldwin~~ Baldwin County, in Case No. 8210 The Plaintiff

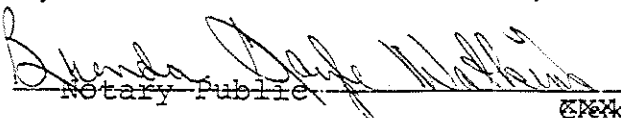
Standard Oil Company of Kentucky, a corp.

recovered a judgment against Roy E. Butgereitthe Defendant, whose address
is c/o garnishee, Blakeley Island, Mobile, Alafor the sum of \$7,992.97 plus \$239.78 interest on judgmentDollars, besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect;
that Moss Thornton Company, Inc.whose address is Blakeley Island, Mobile, Alabamais supposed to be indebted to or have effects of the said Roy E. Butgereitin its possession or under its

control, and that he believes process of Garnishment against the said

Moss Thornton Company, Inc.

is necessary to obtain satisfaction of said Judgment.

Sworn to and subscribed this 8day of November A.D., 19 73
Notary Public

Clerk

FILED

NOV 13 1973

EUNICE B. BLACKMON
CIRCUIT
CLERK