

FLOYD T. LUTTRELL	X		
Plaintiff	X	IN THE CIRCUIT COURT OF	
vs	X	BALDWIN COUNTY, ALABAMA	
L. E. GARRETT and CHARLIE	X	AT LAW	NO. _____
SWOBODA, and GARRETT-	X		
SWOBODA EQUIPMENT CO., INC.	X		
Defendants	X		

The plaintiff claims of the defendants Two Thousand Four Hundred (\$2,400.00) Dollars, the rent of a tract of land, viz: being 212 feet square constituting one acre, more or less and situated on the West side of the Summerdale Road in the City of Robertsdale, Alabama, at the site of Garrett-Swoboda Equipment Company, Inc., being the location commonly known as the International tractor sales agency, demised by the plaintiff to the defendants on January 1, 1968, said rent commencing on the 1st day of February, 1968, and ending October 1, 1968.


 Attorney for plaintiff.

FILED
 SEP 4 1968
ALICE J. DUCK CLERK
 REGISTER

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No.....

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon L. E. Garrett and Charlie Swoboda, ~~Garrett~~
Garrett-Swoboda Equipment Co., Inc.

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint

filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against L. E. Garrett
and Charlie Swoboda, ~~Garrett~~ Garrett-Swoboda Equip. Co., Inc., Defendant.....

by Floyd T. Luttrell

....., Plaintiff.....

Witness my hand this 4 day of Sept 1968

Heidi Alcock, Clerk

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

FLOYD T. LUTTRELL
Plaintiffs

vs.

L. E. GARRETT and CHARLIE
SWOBODA ~~vs.~~ GARRETT-SWOBODA
EQUIPMENT CO., INC. Defendants

SUMMONS AND COMPLAINT

Filed **FILED** 19.....
SEP 4 1968 Clerk

ALICE J. DUCK CLERK
REGISTER

C. LeNard Thompson
Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received in Office

SEP 4 1968 19.....

TAYLOR WILKINS Sheriff
SHERIFF

I have executed this summons

this SEP 4 1968
by leaving a copy with

L. E. Garrett
Charlie Swoboda

Shediff claim 1.00 dollars
Exp Costs per mile Total 1.00
TAYLOR WILKINS Sheriff
Childress Deputy Sheriff

Taylor Wilkins Sheriff
Childress Deputy Sheriff

RIK O'Neal

THE STATE OF ALABAMA {
Baldwin County

CIRCUIT COURT AT BAY MINETTE, ALA.

KNOW ALL MEN BY THESE PRESENTS, That We, Floyd T. Luttrell

....., of the County of Baldwin

are held and firmly bound unto L. E. Garrett and Charlie Swoboda, ~~Garrett~~ Garrett-Swoboda Equipment Co., Inc.

in the sum of Forty-eight Hundred (\$4800.00)----- Dollars, to

be paid to the said L. E. Garrett and Charlie Swoboda, ~~Garrett~~ Garrett-Swoboda Equipment Co., Inc. 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 Floyd T. Luttrell

..... ha....., on the day of the date hereof, prayed an Attachment at the suit of Floyd T. Luttrell

..... against the estate of above named L. E. Garrett and Charlie Swoboda, ~~Garrett~~ Garrett-Swoboda Equipment Co., Inc.

for the sum of Two Thousand Four Hundred (\$2,400.00)----- Dollars, and hath obtained the same, returnable to the Circuit Court of Baldwin County:

Now, if the said Floyd T. Luttrell

should prosecute said Attachment to effect, and pay the said Defendant all such damages as they 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.

F. T. Luttrell..... (Seal)

Charles Swoboda..... (Seal)

..... (Seal)

..... (Seal)

Approved, this 4 day of September, 19 68

W. J. D. Smith....., Clerk

THE STATE OF ALABAMA }
Baldwin County }

CIRCUIT COURT AT BAY MINETTE, ALABAMA

Before me, _____
in and for said County, personally appeared Floyd T. Luttrell
who, being duly sworn, on oath saith that L. E. Garrett and Charlie Swoboda, ~~and~~
Garrett-Swoboda Equipment Co., Inc. justly indebted to

Floyd T. Luttrellin the sum of Two Thousand Four Hundred (\$2,400.00) Dollars,

which said amount is justly due after allowing all just offsets and discounts, and that the said tenants, L. E. Garrett and Charlie Swoboda are in default of their rent for the months February through September, 1968, in the sum of \$300.00 monthly and are attempting to remove all or substantially all goods from the rented premises without plaintiff's consent or paying the rents due

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 4 day of Sept, 1968

No. 8301 Page _____
STATE OF ALABAMA
Baldwin County
CIRCUIT COURT
At Bay Minette, Ala.

TO

ATTACHMENT BOND AND AFFIDAVIT

FILED

Filed this the _____ day

of SEP 4 1968, 19 _____

ALICE J. DUCK CLERK
REGISTER

Attorney

THE STATE OF ALABAMA,
Baldwin County.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Floyd T. Luttrell

hath complained on oath to me, ALICE J. DUCK, Clerk of Circuit Court of Baldwin County, Ala., that
L. E. Garrett and Charlie Swoboda, ~~Garrett~~ Garrett-Swoboda Equipment
Co., Inc.

is justly indebted to the Plaintiff Floyd T. Luttrell

in the sum of Two Thousand Four Hundred (\$2,400.00) ----- Dollars, and

Floyd T. Luttrell 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
L. E. Garrett and Charlie Swoboda, ~~Garrett~~ Garrett-Swoboda Equipment
Co., Inc.

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 4 day of Sept A. D., 1968.

Alice J. Duck Clerk.

No. 830C

ATTACHMENT

Received 4 day of Sept 1948
and on 4 day of Sept 1948
served a copy of the within attach
on _____

by service on L. E. Harreth
Charlie Swoboda
TAYLOR WILKINS, Sheriff
BY Charles D. Dean D. S.

None

Floyd L. Little

Vs. } ATTACHMENT

L. E. Harreth &
Charlie Swoboda

Issued _____, 19____

Moore Printing Co.

Executed Sept. 4, 1948
By taking in possession
\$2400.00 of equipment
Belonging to the
defendant - Case Settled.

Joyce Wilkins

Charles D. Dean

Sheriff claims 50 miles at

Ten Cents per mile Total \$ 5.00

TAYLOR WILKINS, Sheriff

Charles D. Dean

DEPUTY SHERIFF

C. L. I.

FLOYD T. LUTTRELL

X

Plaintiff

X

IN THE CIRCUIT COURT OF

vs

X

BALDWIN COUNTY, ALABAMA

L. E. GARRETT and CHARLIE
SWOBODA, GARRETT-SWOBODA
EQUIPMENT CO., INC.

X

AT LAW

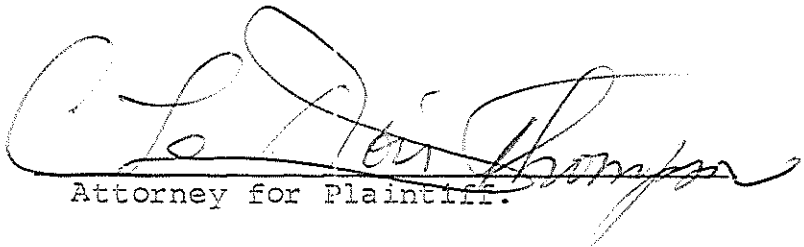
NO. 830

X

Defendants

X

Comes the plaintiff in the above styled cause and moves
to dismiss the complaint filed in said cause, the basis of said
motion being that the matter has been settled between the
parties.


Attorney for Plaintiff.