

RICHARD E. LEE, doing
business as
LEE'S SERVICE STATION,

Plaintiff,

vs.

JAMES T. HALL, also known
as J. T. HALL,

Defendant.

X

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW CASE NO. 8412

MOTION TO QUASH WRIT OF GARNISHMENT

Comes now the Defendant in the above styled cause, by
his attorneys, and moves the Court to quash the Writ of Garnish-
ment heretofore issued in this cause and as grounds therefor
assigns, separately and severally, the following:

1. That said Writ of Garnishment was issued contrary
to law.
2. That the Plaintiff was not entitled to the
issuance of a Writ of Garnishment against the garnishee, Lee Long.
3. That the Plaintiff failed to make affidavit and
bond as required by law prior to the issuance of said Writ of
Garnishment.
4. That the Plaintiff failed to make the affidavit
required by law to entitle him to issuance of such Writ of
Garnishment.
5. That no statutory grounds for a Writ of Garnish-
ment in this suit exists.

Respectfully submitted,

CHASON, STONE & CHASON

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing
pleading has been served upon counsel
for all parties to this proceeding, by
mailing the same to each by First Class
United States Mail, properly addressed
and postage prepaid on this 25 day
of November, 1968.

By:

[Signature]
Attorneys for Defendant,
James T. Hall

FILED

NOV 25 1968

326

ALICE J. DUCK

CLERK
REGISTER

8412

Richard Lee d/b/a
Lee's Service Station

James T. Hall

Notice To Quit Let
of Garbushment

FILED

NOV 25 1968

WILLIE J. BUCK CLERK
REGISTER

RICHARD E. LEE, d/b/a
LEE'S SERVICE STATION

Plaintiff

vs

JAMES T. HALL, a/k/a
J. T. HALL

Defendant

LEE LONG

Garnishee

X

X

X

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW NO. 8412

And now on this 30th day of November, 1968, comes Lee Long, individually and in his own right who being duly sworn, deposes and says that as his answer to the said garnishment in Case No. 8412 that at the time of making this answer, he is indebted to the said defendant, James T. Hall, in the sum of One Hundred Fifty (\$150.00) Dollars as the balance due and payable on a judgment of the Circuit Court of Baldwin County in Case No. 7231 and that your said garnishee, Lee Long will not be indebted in the future to said defendant by contract then or now existing; and will not be liable to said defendant for the delivery of personal property or for the payment of money other than as stated herein.

Having fully answered said garnishment, the said garnishee prays to be hence dismissed with reasonable costs for making this answer.

Lee Long
Lee Long

Sworn to and subscribed before me the undersigned authority,

this the 30th day of November, 1968.

A. L. Davis Thompson
Notary Public, Baldwin County, Alabama

FILED

DEC 13 1968

ALICE J. C.

RICHARD E. LEE, doing
business as
LEE'S SERVICE STATION,

Plaintiff,

vs.

JAMES T. HALL, also known
as J. T. HALL,

Defendant.

X

X

X

X

X

X

X

X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW CASE NO. 8412

PLEA

Comes now the Defendant in the above styled cause, by
his attorney, and for Answer to the Complaint heretofore filed
against him, pleads as follows:

1. The allegations of the Complaint are untrue.

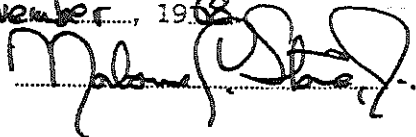
CHASON, STONE & CHASON

By: 

Attorneys for Defendant,
JAMES T. HALL

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing
pleading has been served upon counsel
for all parties to this proceeding, by
mailing the same to each by First Class
United States Mail, properly addressed
and postage prepaid on this 25 day
of November, 1968



FILED

NOV 25 1968

ALICE J. DUCK

CLERK
REGISTER

2411

Richard Lee a/k/a
Lee's Service Station

v.

James T. Hall a/k/a
J. T. Hall.

Plea

FILED

NOV 25 1968

ALICE J. DUK
CLERK
REGISTER

GARNISHMENT

RICHARD E. LEE d/b/a
LEE'S SERVICE STATION

PLAINTIFF

VS

JAMES T. HALL a/k/a
J. T. HALL

DEFENDANT

LEE LONG

GARNISHEE

) IN THE CIRCUIT COURT
)
) BALDWIN COUNTY, ALABAMA

) AT LAW

) NUMBER: 8412

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

WHEREAS, on the 30th day of October, 1968 in Baldwin County Circuit Court, Plaintiff herein filed summons and complaint against Defendant herein for the sum of \$592.15 and made affidavit as required by law that Lee Long is supposed to be indebted to said Defendant or have effects of said Defendant or have effects in possession or under control and believes that process of garnishment be necessary to obtain satisfaction thereof, now therefore

You are therefore commanded to summon the said Lee Long as Garnishee to appear in said Court and file sworn answer within 30 days from the service of this writ what Garnishee was indebted to said Defendant at the time of service of writ or when making answer, or during intervening time and whether or not Garnishee will be indebted in the future to him by contract then existing and whether garnishee has not in possession or under control property or things in action belonging to said Defendant.

You are further commanded to notify Garnishee to accumulate the sum of \$592.15 and when said sum is accumulated, said Garnishee is required by law to pay the same into Court immediately, and to abide such other orders of the Court as shall be lawfully issued.

Witness my hand this 30 day of October, 1968.

FILED

OCT 30 1968

Alice J. Duck
CLERK

ALICE J. DUCK

CLERK
REGISTER

Received 29th day of Oct 1968
and on 13 day of Oct 1968
I served a copy of the within Writ
to Lee Long
service on _____

Sheriff claims 22 miles at
Ten Cents per mile Total \$ 2.20
TAYLOR WILKINS, Sheriff
by W. A. Folbert
DEPUTY SHERIFF

TAYLOR WILKINS, Sheriff

by W. A. Folbert
Robert

MA. 84112

Richard E. Lee

VS.

JAMES J. HALL
Lee Long
Charles Lee

Writ of Habeas Corpus

OCT 13 0 1968



MA. 84112

W. A. Folbert

RICHARD E. LEE d/b/a
LEE'S SERVICE STATION

PLAINTIFF

VS

JAMES T. HALL a/k/a
J. T. HALL

DEFENDANT

LEE LONG

GARNISHEE

) IN THE CIRCUIT COURT

) BALDWIN COUNTY, ALABAMA

) AT LAW

) NUMBER: 8412

NOTICE TO DEFENDANT
OF
WRIT OF GARNISHMENT

TO: James T. Hall a/k/a J. T. Hall, Defendant

You are hereby notified that the Plaintiff has on this date procured the issuance of a writ of garnishment against Lee Long, Garnishee, to answer whether or not he is indebted to you or has effects belonging to you in his possession or under his control, this 30 day of October, 1968.

Robert J. Duck
CLERK, CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

FILED

OCT 30 1968

ALICE J. DUCK CLERK
REGISTER

2/10/12/48

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon James T. Hall a/k/a J. T. Hall to appear within thirty days from the service of this writ in the Circuit Court to be held for said County at the place of holding same, then and there to answer the complaint of Richard E. Lee d/b/a Lee's Service Station.

Witness my hand this the 30 day of October, 1968.

Alice J. Dusk
CLERK

RICHARD E. LEE d/b/a
LEE'S SERVICE STATION

PLAINTIFF

VS

JAMES T. HALL a/k/a
J. T. HALL

DEFENDANT

IN THE CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

AT LAW

NUMBER: 8412

I

Plaintiff claims of the Defendant the sum of FIVE-HUNDRED NINETY-TWO and FIFTEEN/100 (\$592.15) DOLLARS, due from him by account on the 22nd day of December, 1967, which sum of money with interest thereon, is still unpaid.

W. L. Hay
ATTORNEY FOR PLAINTIFF

Defendant may be served:

Stockton, Alabama

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OCT 30 1968

ALICE J. DUSK CLERK
REGISTER

24/10/12/68

NUMBER: 8412

RICHARD E. LEE d/b/a
LEE'S SERVICE STATION

PLAINTIFF

VS

JAMES T. HALL a/k/a
J. T. HALL

DEFENDANT

IN THE CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

AT LAW

SUMMONS AND COMPLAINT

Received 29th day of Oct 1968
and on 12 day of Oct 1968
I served a copy of the within
on James T. Hall
By service on Wm
TAYLOR WILKINS, Sheriff
By W. A. Wilkins D/S

BOND

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, that I, Richard E. Lee, Plaintiff, and Bynd he and B.C Bailey as sureties, are held and firmly bound unto James T. Hall a/k/a J. T. Hall, Defendant, in twice the amount of \$592.15 namely the full sum of \$1,184.30, for the payment -of which, well and truly to be made, we jointly and severally bind ourselves, our heirs, executors, administrators, its successors, and assigns, and we do hereby expressly waive our respective exemptions for personal property to the payment of this bond.

Sealed under our hands and seals dated this 30th day of October, 1968.

The condition of the above is such that, whereas, Richard E. Lee d/b/a Lee's Service Station has commenced suit in the Circuit Court of Baldwin County, Alabama by summons and complaint returnable to the next term of said Court, to recover of the said James T. Hall a/k/a J. T. Hall, the sum of \$592.15, and has on the day of the date hereof prayed that the writ of garnishment issued to Lee Long, Garnishee, to answer on oath whether the time of serving the said writ of garnishment or at the time of making his answer he has in his possession or under his control any money or effects belonging to the Defendant, James T. Hall a/k/a J. T. Hall, and whatever he is indebted to said Defendant, or is liable to him on any contract for the payment of money or the delivery of personal property or on a contract for the payment of money for which may be discharged by the delivery of personal property, or which is payable in personal property, the said Plaintiff having made affidavit as required by law in such cases and by entering into this bond, has obtained the same, returnable to the next term of Circuit Court of Baldwin County, Alabama.

Now, if the said Plaintiff shall prosecute the garnishment to effect and pay the Defendant all such cost and damages as he may sustain by reason of the wrongful or vexatious suing out of this garnishment, then this obligation shall be void, otherwise remain in full force and effect.

x Richard E. Lee

x Bud Lee

x B. G. Bailey

Approved this 30th day of October, 1968.

Alice J. Nowk
CLERK, CIRCUIT COURT
BALDWIN COUNTY, ALABAMA

FILED

OCT 30 1968

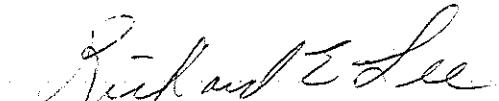
ALICE J. NOWK CLERK
REGISTER

AFFIDAVIT ON GARNISHMENT

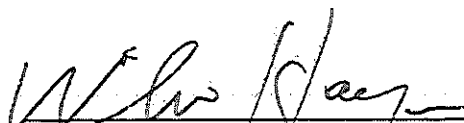
STATE OF ALABAMA

BALDWIN COUNTY

Before me, Wilson Hayes, a Notary Public for the State of Alabama at Large, personally appeared Richard E. Lee, who, being duly sworn, deposes and says: That James T. Hall, a/k/a J. T. Hall, Defendant in the case of Richard E. Lee d/b/a Lee's Service Station vs James T. Hall a/k/a J. T. Hall, is indebted to the Plaintiff in said suit in the sum of \$592.15, for which Plaintiff has commenced a suit by summons and complaint filed in the Circuit Court of Baldwin County, Alabama on the ____ day of October, 1968, against Defendant and the Plaintiff, as stated, believed that to obtain satisfaction of said indebtedness it is necessary that process of garnishment be issued and legally served against said Garnishee, Lee Long, and that the said Garnishee, viz: Lee Long is supposed to be indebted to the Defendant or has effects of said Defendant in his possession or under his control.


Richard E. Lee

Sworn to and subscribed before me this the 30th day of October, 1968.


Notary Public, State of Alabama
at Large

FILED

OCT 30 1968

ALICE J. BUCK CLERK
REGISTER