

6911

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT

To Any Sheriff of the State of Alabama—Greeting:

Whereas, W.E. Martin, d/b/a Martin's Radio and E.V. Repair

has commenced suit by Summons and Complaint returnable to the next term of the Circuit Court

of said County, against J.L. Boutwell

for the sum of Four Hundred Seventy-Seven and 91/100 Dollars and whereas, the said

William E. Martin

has entered into bond, and made affidavit by law that the said J.L. Boutwell

is indebted to W.E. Martin, d/b/a in the sum of Four Hundred Seventy-Seven and 91/100

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 Alabama Dry Dock & Shipbuilding

Company

is believed to be chargeable as garnishee in the cause.

YOU ARE THEREFORE, commanded to summon the said Alabama ^{Dry} ~~xxx~~ Dock & Shipbuilding

Company

within 30 days from service hereof,

to be and appear at the _____ term 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 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 this 24th day of March, 1966

Alvin J. ...
Clerk.

E4:3-29-26

429

5350

No. 6911

Circuit Court of Baldwin County

W.E. MARTIN, d/b/a MARTIN'S
RADIO & T.V. REPAIR,

Plaintiff

VS.

Garnishment On Summons

J.L. BOUTWELL, Defendant

W. Wilson PM
Alabama Dry Dock & Shipbuilding Co.,
Garnishee

Issued 27 day of March, 1966
BY
REC'D. SHERIFF DEPT.
MOBILE COUNTY, ALA.
MAR 28 9 08 AM '66

Wilson Hayes Plaintiff's Attorney

Received 27 day of March, 1966

and 28 day of March, 1966

See copy of the within Day

Ala. Dry Dock & Ship-

building
of W. Wilson
by mail to
TAYLOR WILKINS, SHERIFF
by Cg Fitzpatrick

BOND

The State of Alabama, }
Baldwin County

CIRCUIT COURT

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, William E. Martin

are held and firmly bound unto J. L. Boutwell

in the sum of NINE-HUNDRED, FIFTY-SIX and NO/100 DOLLARS,

to be paid to the said J. L. Boutwell

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, severally and firmly by these Presents.

Sealed with our seals, and dated this 14th day of December, 19 65

THE CONDITION OF THE ABOVE OBLIGATION IN SUCH, That whereas, the above bound William E. Martin

has commenced suit in the Circuit Court of said County by summons and complaint, which have issued from said Court, to recover of said J. L. Boutwell

the sum of FOUR-HUNDRED, SEVENTY-SEVEN and 91/100 Dollars,

and has on the day of the date hereof, prayed that Writ of Garnishment issue out of said Court to Alabama Dry Dock & Shipbuilding Company

summoning it to answer what it is indebted to said Defendant, or what effects of said Defendant it has in its possession, or under its control; and said Plaintiff having made oath as required by law in such cases, said Writ is about to issue out of said Court, returnable to the next Term of the Circuit Court, to be holden for Baldwin County.

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

AND WE, and each of us, hereby waive all rights of claim of exemption we, or either of us have now, or may hereafter have, under the Constitution and laws of Alabama, and we hereby severally certify that we have property free from all incumbrance, to the full amount of the above bond.

William E. Martin (Seal)

(Seal)

(Seal)

Approved this 24 day of March A. D., 19 66

Alice J. Leuch Clerk.

The State of Alabama }
Baldwin County

Before me, ALICE J. DUCK, Clerk of Circuit Court,

in and for said County, personally appeared William E. Martin

who, being duly sworn, doth depose and say that J. L. Boutwell

indebted to him in the sum of FOUR-HUNDRED, SEVENTY-SEVEN & 91/100 Dollars,
and that he has commenced on suit by summons and complaint on said indebtedness
against the said J. L. Boutwell

and that Alabama Dry Dock & Shipbuilding Co.

supposed to be indebted to the said Defendant, or to have effects of the said Defendant, in its
possession, or under its control, and that he believe that process of Garnishment against the said
J. L. Boutwell

is necessary to obtain satisfaction of said claim; and that the said Ala. Dry Dock & Shipbuilding Co.
is believed to be chargeable as Garnishee in said cause; and that this Writ is not sued out for the purpose
of vexing or harassing said Defendant, or other improper motives.

William E. Martin

Sworn to and subscribed before me this 24 day of March, 1964

Alice J. Duck, Clerk Circuit Court.

116

No. 6911

THE STATE OF ALABAMA
Baldwin County.

CIRCUIT COURT

Plaintiff

TO

Defendant

Bond and Affidavit in Garnishment
on Summons

Filed this 24 day of March, 1964

FILED
MAR 24 1966

Clerk.

Printed by Moore Printing Co.

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon J. L. Boutwell 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 W. E. Martin d/b/a Martin's Radio and T.V. Repair.

Witness my hand, this the 14 day of March, 1966.

[Handwritten Signature]
CLERK

W. E. MARTIN d/b/a
MARTIN'S RADIO AND T.V.
REPAIR

PLAINTIFF

VS

J. L. BOUTWELL

DEFENDANT

IN THE CIRCUIT COURT
BALDWIN COUNTY, ALABAMA

AT LAW

NUMBER: 6911

The Plaintiff claims of the Defendant FOUR-HUNDRED, SEVENTY-SEVEN and NINETY-ONE/100 (\$477.91) DOLLARS as balance due on a promissory note in the amount of \$550.80 made by him on the 20th day of July, 1965 and payable on the 11th day of December, 1965 with interest thereon.

The said note provides for waiver of exemption and for a reasonable attorney's fee whereof Plaintiff claims benefit.

[Handwritten Signature]
WILSON HAYES, ATTORNEY FOR PLAINTIFF

Defendant may be served at Rt. 1, Box 32 Perdido, Alabama

FILED
MAR 24 1966
ALB L. BUCK, CLERK
RECEIVED

430

[Handwritten] 4:12:66

Received 26 day of March 1968
at on 12 day of April 1968
I received a copy of this within 24
J. L. Boutwell

service on

TAYLOR WILKINS, Sheriff
By W. D. Schubert
Perdicto

Sheriff claims 26 miles @
Ten Cents per mile Total \$2.60
TAYLOR WILKINS, Sheriff
W. D. Schubert
DEPUTY SHERIFF

NUMBER: 6911

W. E. MARTIN d/b/a
MARTIN'S RADIO AND
T. V. REPAIR

PLAINTIFF

VS

J. L. BOUTWELL

DEFENDANT

IN THE CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

AT LAW

FILED

MAR 27 1968

ALICE L. BERRY, CLERK
ALICE L. BERRY, REGISTER

SUMMONS AND COMPLAINT

STATE OF ALABAMA:

COUNTY OF ~~MOBILE~~
Baldwin

W.E. Martin, d/b/a
Martin's Radio and T.V. Repair PLAINTIFF

J.L. Boutwell DEFENDANT

Your Number (?) None on file
no. 69118

VS:

ALABAMA DRY DOCK AND SHIPBUILDING COMPANY, Garnishees:

Before the Circuit

Court of ~~Mobile~~ in and for said County and State:

Baldwin

And now comes the Alabama Dry Dock and Shipbuilding Company, through and by

H.H. Wilson, its agent duly authorized by it to make this answer,

and for answer to the garnishment in this cause says:

That at the time of making its answer, thereto, it is indebted to the said defendant. We are in the process of collecting and have not had the necessary time to accumulate a sum equal the amount shown as due by the Court.

ALABAMA DRY DOCK AND SHIPBUILDING COMPANY

By [Signature] Agent.
H.H. Wilson
Refer to our number 3620

Subscribed and sworn to before me this
18th day of April 1966

Notary Public, Mobile County, Alabama

FILED
APR 25 1966
ALABAMA
CLERK
REGISTER

STATE OF ALABAMA

Baldwin County

TO J.L. Boutwell....., Defendant.....:

YOU ARE HEREBY NOTIFIED that a Writ of Garnishment has been issued in the case of..

W.E. Martin*, d/b/a Martin's Radio and T.V. Repair....., Plaintiff.....,

versus J.L. Boutwell....., Defendant.....,

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

Alabama Dry Dock & Shipbuilding Co.....

has... been named as Garnishee.....

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

24th day of March....., 1966

Alice J. Duck
.....
Clerk of the Circuit Court.

received 25th day of March 1966
on 12 day of April 1966
and a copy of the within notice
J. L. Boutwell

idea on
TAYLOR WILKINS, Sheriff
By A. A. Tolbert
Perchides

Sheriff claims 26 miles at
Ten Cents per mile Total \$2.60
TAYLOR WILKINS, Sheriff
By W. A. Tolbert
DEPUTY SHERIFF

CASE NO. 6911

NOTICE
TO DEFENDANT OF GARNISHMENT

BY
CLERK OF CIRCUIT COURT
BALDWIN COUNTY, ALABAMA

TO
J. L. BOUTWELL

W. E. MARTIN, d/b/a MARTIN'S RADIO &
T.V. REPAIR
Plaintiff....

VS.

J. L. BOUTWELL
Defendant....

Wilson Hayes - Attorney

October 6, 1966

Alabama Dry Dock & Shipbuilding Co.
State Docks
Mobile, Alabama

Re: W. E. Martin
d/b/a Martin Radio
vs
J. L. Boutwell,
ADDSCO, Garnishee
Case No. 6911 $\frac{1}{2}$

Dear Sirs:

April 18, 1966 you filed an answer in this case stating that you were then collecting the garnishment required in this cause but that you had not had time to accumulate the amount called for.

I would be obliged if you would remit such funds as you now have to the Clerk.

With kindest regards, I am

Yours very truly,

Wilson Hayes
Attorney for W. E. Martin

WH/blr

cc: Clerk
Circuit Court
Baldwin County
Bay Minette, Alabama

STATE OF ALABAMA:
BALDWIN
COUNTY OF ~~MOBILE~~

W.E. MARTIN d/b/a
MARTIN RADIO & T.V. REPAIR PLAINTIFF

J.L. BOUTWELL DEFENDANT

Your number 6911

VS:

ALABAMA DRY DOCK AND SHIPBUILDING COMPANY, Garnishees:

Before the CIRCUIT

Court of ~~MOBILE~~ in and for said County and State:

BALDWIN

And now comes the Alabama Dry Dock and Shipbuilding Company, through and by

J. DIXON

its agent duly authorized by it to make

this answer, and for answer to the garnishment in this cause says:

✓ That at the service of this writ of garnishment and at the time of making its answer thereto, it is indebted to said defendant in the sum of

✓ TWO HUNDRED NINETY EIGHT & 24/100 ----- Dollars, (\$ 298.24)

being wages, salary or compensation for personal service rendered by defendant, who is a resident of the State of Alabama, and that neither at the time of the service of said writ, nor at any time since has it been indebted to said defendant in any other and further sum; and that it will not be indebted in the future to said defendant by a contract now or previously existing; and that is not liable to said defendant by a contract now or previously 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; and that it has not now in its possession or under its control any money or effects belonging to said defendant, and that is has not had in its possession or under its control since the service of said writ any money belonging to said defendant, and that is does not know or believe that any other person is indebted to said defendant; and that it does not know or believe that any other person has effects of said defendant in his possession or under his control.

✓ NOTE: The attorney in the above named case has requested that we close out, same for the amount collected.

✓ And having answered said Garnishment, prays to be hence dismissed with its reasonable costs in his behalf expended.

ALABAMA DRY DOCK AND SHIPBUILDING COMPANY

By J. Dixon Agent
J. DIXON
Refer to our number 3620

Subscribed and sworn to before me, this
10th day of OCT. 1966

J. E. Davis
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

FILED
OCT 25 1966
ALICE L. DAVIS, CLERK
REGISTER

431