

212

LLOYD A. MAGNEY,  
Plaintiff,

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

-VS-

AFFIDAVIT

JOHN H. BACH and LILLIAN  
M. BACH,  
Defendants.

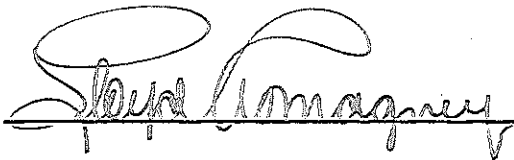
STATE OF ALABAMA }  
BALDWIN COUNTY }

Lloyd A. Magney, being first duly sworn, on his oath deposes and says, that he is the plaintiff in the above entitled cause of action; that the defendants, and each of them, are justly indebted to the plaintiff in the amount of FIFTEEN HUNDRED FIFTY & 50/100 (\$1550.50) DOLLARS, and that the same is justly due.

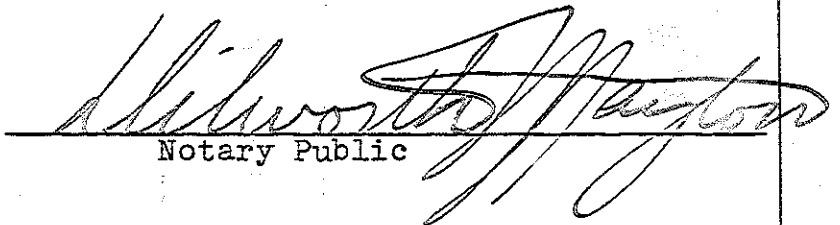
That the defendants, and each of them, are non-residents of the State of Alabama, residing in the County of Cook and State of Illinois, where their residence and address is Dundee Road, Northbrook, Illinois; that each of said defendants is over the age of twenty-one years.

That this attachment is not sued out for the purpose of vexing or harrassing the defendants.

That plaintiff elects to attach without bond.

  
\_\_\_\_\_

Subscribed in my presence and sworn to before me this 5  
day of November, 1935.

  
\_\_\_\_\_  
Notary Public

7-335

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

LLOYD A. MAGNEY,

Plaintiff,

-vs-

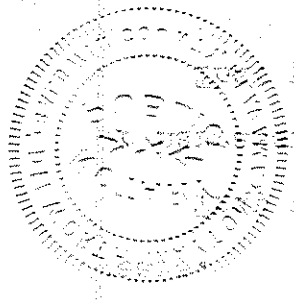
JOHN H. BACH & LILLIAN M.  
BACH,

Defendants.

AFFIDAVIT

Filed this 6 day of June 1937  
*[Signature]*  
Clerk-Register

LLOYD A. MAGNEY  
Attorney  
Foley, Alabama.



ATTACHMENT.

**The State of Alabama,**  
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Lloyd A Magney.

hath complained on oath to me, ROBERT S. DUCK, Clerk of Circuit Court of Baldwin County, Ala.,  
that John H Bach and Lillian Bach.

is justly indebted to the Plaintiff Lloyd A Magney.

in the sum of Fifteen Hundred Fifty and 50./100 (\$1550/50/100 Dollars, and

\_\_\_\_\_ having made affidavit and given ~~XXXX~~ bond  
as required by law, in such cases, you are hereby commanded to attach so much of the estate of  
John H Bach and Lillian M Bach.

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 \_\_\_\_\_ 193\_\_\_\_  
next; when and where you must make known to said Court how you have executed this Writ.

WITNESS, my hand, this 6th day of November. A. D. 1935

Robert Duck Clerk.

Entered 11-6-35-  
By lawyers on the  
following property  
lot 24 and the E. 1/2  
east half of lot 23  
block 18 in the  
Town of Taylor, September  
notice filed 11-6-35  
M. H. McElharris  
Sheriff.

C. N. Anderson, D. S.

25 & c les Pendens note

RECORDED  
such  
7-355

No. 212

## ATTACHMENT

Vs. { ATTACHMENT

Issued Mar 6, 1935

MOORE PRINTING CO.,

STATE OF ALABAMA }  
BALDWIN COUNTY }

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon JOHN H. BACH and LILLIAN M. BACH, to appear within thirty (30) days from the service of this writ in the Circuit Court, to be held for said County at the place of holding the same, then and there to answer the complaint of LLOYD A. MAGNEY.

WITNESS my hand this 6 day of November, 1935.

  
Clerk

-----ooo000ooo-----

LLOYD A. MAGNEY,

Plaintiff,

-VS-

JOHN H. BACH & LILLIAN M.  
BACH,

Defendants.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

COMPLAINT

The plaintiff claims of the defendants, and each of them, the sum of FIFTEEN HUNDRED FIFTY & 50/100 (\$1550.50) DOLLARS, together with interest thereon since September 6th, 1935, for that:

On or about September 26th, 1928, the said defendants made, executed and delivered to one Otto Rudert, their negotiable promissory note in the face amount of TWELVE HUNDRED & 00/100 (\$1200.00) DOLLARS, bearing interest at the rate of 7% per annum, from date until paid, said note also being signed by one Minnie M. Johnson.

That on or about the 6th day of March, 1929, the said Otto Rudert died, leaving a last will and testament, which said last will and testament was duly allowed for probate by the Courts of the State of Illinois, wherein the said Otto Rudert resided at the time of his death, and that by said last will and testament one

R. W. Olmsted was named executor and the said R. W. Olmsted was at all of the times herein mentioned, and is now, the duly appointed, qualified and acting executor of the will and estate of the said Otto Rudert, deceased.

*said note being then paid and was assigned*  
That on the 17th day of July, 1935, suit was instituted by the said R. W. Olmsted, executor as aforesaid, in the Circuit Court of Cook County, in the City of Chicago and the State of Illinois, against the said John H. Bach and Lillian M. Bach, claiming upon said note aforesaid and summons was personally served out of said Circuit Court of Cook County, Illinois, upon the said John H. Bach and Lillian M. Bach, whereby the said Circuit Court of Cook County, Illinois, which is a court record, obtained and had jurisdiction of the persons of the said John H. Bach and Lillian M. Bach and of the subject matter of said suit.

That on the 6th day of September, 1935, in the City of Chicago, County of Cook and State of Illinois, a judgment was entered against the said John H. Bach and Lillian M. Bach, in said suit and upon said note aforesaid, by Benjamin P. Epstein, Judge of said Circuit Court of Cook County, Illinois, in the amount of FIFTEEN HUNDRED FIFTY & 50/100 (\$1550.50) DOLLARS.

That thereafter and on the 13th day of September, 1935, said judgment was, for a valuable consideration, by the said R. W. Olmsted, executor as aforesaid, assigned and transferred to the plaintiff herein and the plaintiff is now the owner and holder of said judgment and entitled to collect thereon.

That no part of said judgment has been paid and there is now due and owing to the plaintiff, from the defendants, thereon the sum of FIFTEEN HUNDRED FIFTY & 50/100 (\$1550.00) DOLLARS, together with the interest.

WHEREFORE the plaintiff sues.

  
Attorney Pro Se

212 RECORDED  
7-354

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

LLOYD A. MAGNEY,  
  
Plaintiff,

-VS-

JOHN H. BACH & LILLIAN M.  
BACH,  
  
Defendants.

SUMMONS AND COMPLAINT

Filed this 8 day of Nov 1935  
*Robert L. Duck*  
Clerk-Register

1.86 postage

LLOYD A. MAGNEY  
ATTORNEY AT LAW  
FOLEY, ALABAMA

# Circuit Court, Baldwin County

PLAINTIFF

DEFENDANT

## BILL OF COST

CLERK'S FEES		Dollars	Cts.	AMOUNT BROUGHT FORWARD		\$	Cts.
Issuing Summons and Complaint	\$1 25	1	25	Transcript to Supreme Court, 15c per hundred words		6	65
Copies of same, when over 200 words, 15c per 100	30		60	Copies, 5c per hundred words			
Issuing Alias Summons and Complaint	1 25			Citation to Appellee in Appeal, 20c per hundred words			
Entering Sheriff's Return on Summons and Complaint	20			Certificate with Seal, 50c. Without Seal	25		50
Docketing Cause 25c. Ent. Appearance, 20c	45	4	50	Witness Certificate	25		
Subpoena for Witness	30			Taking Bond Not Above Mentioned	75		
Making Certificate of Judgment	50		60	Entering Order of Court not above named	30		
Filing	10			Administering Oath	25		
Trial and Incidents	75			Taking Bond for Costs of Non-Resident Plaintiff	75		
Entering Judgment, or copy of same	30			Copy of any paper not above named, 15c per hundred words			
Order for Continuance	10			Filing Writ of Prohibition and Entering Return	15		
Issuing Execution	50			Issuing Writ of Prohibition	75		
Docketing Execution	25			Issuing copies of same, 15c per 100 words			
Issuing copy of same	50			Filing Mandamus and Entering Return	15		
Entering Sheriff's Return on Execution, 15c per hundred words	20	2	00	Issuing Writ of Mandamus	75		
Final Record, 15c per hundred words			30	Issuing copies of same, 15c per 100 words			
Order for Alias Summons and Complaint	30			Total Clerk's Fees			
Order to Dismiss Cause	30			SHERIFF'S FEES		7	15
Order to Set Aside Dismissal	30			Serving and Returning Summons	\$1 50		
Order Overruling Motion to Set Aside Dismissal	75			Serving and Returning Subpoenas	65		
Order Granting New Trial	30			Collecting Execution for Costs	1 50		
Order Overruling Motion for New Trial	30			Serving and Returning Sci. Fa. Notice, etc.	65		
Order Overruling Motion for Continuance	30			Executing Writ of Possession	2 50		
Order Overruling Motion to Set Aside Default	30			Levying Attachment	3 00		3 00
Order for Notice to Non-Resident Defendant	30			Entering and Returning Attachment	25		25
Issuing Notice for Publication and Copy 20c per hundred words				Entering and Returning Execution	25		
Order to Give Security for Costs	30			Summoning and Returning Garnishee	1 50		
Order to Give Additional Bond	30			Taking and Approving Garnishee Bond	75		
Order to Execute Writ of Inquiry	30			Serving and Returning Writs	1 50		
Order of Sale in Attachment	30			Serving and Returning Summons on Forcible Entry	1 00		
Order for Leave to Amend Complaint	30			Executing Writ of Restitution in such cases	2 00		
Order for Leave to Amend Pleas	30			Taking and Approving Bonds of Every Kind	1 00		
Order for Leave to Amend Writ of Process	30			Taking and Approving Claim Bond	1 00		
Order for Attachment for Witness	30			Taking and Approving Forthcoming Bond	1 00		
Filing Deposition	10			Taking and Approving Bail Bond	1 00		
Issuing Commission to Take Deposition	75			Taking and Approving Plaintiff's Detinue Bond	1 00		
Issuing copy of same. per hundred words	15			Taking and Approving Defendant's Detinue Bond	1 00		
Issuing Copy of Interrogatories. 15c per hundred words. but not less than	50			Making Deed	2 50		
Endorsing each Pet. Deposition Opened	10			Serving Attachment for Contempt of Court	1 50		
Taking Bond in Garnishment on Summons	75			Collecting Money on Execution			
Summons to Garnishee	50			Empanelling Jury	75		25
Copies of same, 20c per hundred words				Sheriff's Commission for Property Sold under Attachment			
Notice to Defendant in Garnishee on Summons, and copy, per hundred words	20			Seizing Personal Property on Writ of Detinue	3 00		
Swearing Garnishee and Recording Answer, 15c per hundred words, but not less than	50			Total Sheriff's Fees		3	50
Filing Attachment	10		100	RECAPITULATION			
Issuing Attachment Writ and Taking Bond	1 00		45	Judgment			
Issuing Copies of Attachment Writ, 15c per hundred words				Interest			
Filing Certiorari and Entering Return	15		60	Clerk's Fees			
Taking Certiorari Bond and Filing Same	75			Sheriff's Fees			
Issuing Writ of Certiorari	75			Justice's Fees			
Issuing copies of same, 15c per 100 words				Constable's Fees			
Issuing Writ of Scieri Facias, or Notice in Nature of	75			Witnesses' Fees			
Issuing copies of same, 15c per 100 words				Commissioners' Fees			
Taking Supersedeas Bond and Filing same	75			Printer's Fees			
Taking Appeal Bond and Filing same	75			Stenographer's Fees	5 00		
TOTAL FORWARDED				Answer of Garnishee			
				Trial Tax	3 00		
				Total	\$	13	45

Received payment this day of 12 - 17 - 193

ATTEST

Clerk Circuit Court, Baldwin County, Ala.



**RECEIPT FOR REGISTERED ARTICLE No.** 714

15¢ fee paid. 11-8 class postage paid. 1935

Declared value, Legal papers Surcharges paid, \$ 00

From Robert S. Duck, Registrar (Sender)

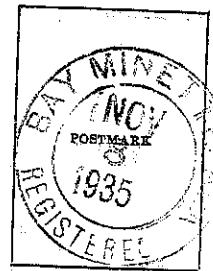
Addressed to Quindie Road, Northbrook, Ill. (Post office and State)

Accepting employee will place initials in space below, indicating restricted delivery

Return receipt fee 3 { in person ✓ or order ✓ Special delivery fee 00

Delivery restricted to addressee 10 Postmaster, per MAH

5-6889



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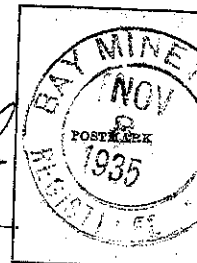
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5-6889



**Post Office Department**  
OFFICIAL BUSINESS

**REGISTERED ARTICLE**

No. 212

**INSURED PARCEL**

No. \_\_\_\_\_

Return to Robert S. Duck, Clerk (NAME OF SENDER)

Street and Number, }  
or Post Office Box, }

Post Office at Barnstable

State Mass.

Rev. 2-24 05-6113

**Post Office Department**  
OFFICIAL BUSINESS

**REGISTERED ARTICLE**

No. 212

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