

248

STATE OF ALABAMA, BALDWIN. COUNTY

IN THE CIRCUIT COURT

Spring Term, 1936

Mrs Rosa M Bryars.

Versus

Plaintiff.

H. W. Presley.

Defendant.

The Louisville & Nashville Railroad Co.

Garnishee.

To H. W. Presley.

You will take notice that affidavit having been made in the above stated cause, that

The L & N Railroad Co.

is supposed to be indebted to the said defendant H W Presley.

or have effects of the said H W Presley. in its

possession or under its control and that He believes that process of garnishment is necessary against said H W Presley. to obtain

satisfaction of said judgment.

That Writ of Garnishment has this day been issued to the said L & N R. R Co

commanding them to be and appear before

the Circuit Court to be holden for Baldwin. County, Alabama, and within thirty days

after service thereof, then and there to answer on oath what They indebted to said

H W Presley at the time of service of this Writ of Garnishment.

or at the time of making Their answer, and whether They will not be indebted

in future to Him by a contract then existing, and whether Their have not in

Their possession or under Their control personal or real property or things in action be-

longing to defendant H W Presley.

Witness my hand this the 3rd day of March, 1936.

Robert K. Welch, Clerk.

STATE OF ALABAMA

COUNTY

CIRCUIT COURT

Mrs. Rosa M. Byers, _____

Plaintiff.
vs.

H. W. Presley, _____

Defendant.

~~KEX~~ M. Louisville & Nashville
Railroad Co. Garnishee.

Notice to Defendant of Issuing
Garnishment

George B. Cleveland, _____
Attorney.

Received in office _____, 19____

Sheriff.

Executed by serving _____
cop. _____ of the within Writ of Garnish-
ment on the within named.

H. W. Presley

on the 5 day of Mar., 1936

Geo. W. Autrey
W. B. Garrison Sheriff.

THE STATE OF ALABAMA

Mobile County

Notary Public

Before me, the undersigned, ~~Ex-Officio Clerk Inferior Civil Court of Mobile~~, personally appeared George Bowen Cleveland, Atty for Mr. Rose M. Bryars, who made oath in due form of law that Mrs. Rosa M. Bryars hath obtained judgment against H. W. Pressly

for \$45.74 Dollars

besides cost of suit, before the ~~Inferior Civil Court of Mobile~~, and that Circuit Baldwin Co. the Louisville & Nashville R.R. Co., a corporation,

is H. W. Pressly supposed to be indebted to or have effects of the said its in its possession, or under its control, and that he believe process of Garnishment is necessary against the said Louisville & Nashville Railroad Co., a corporation,

to obtain satisfaction of the judgment.

Subscribed and sworn to before me, the

28th day of February, 1936:

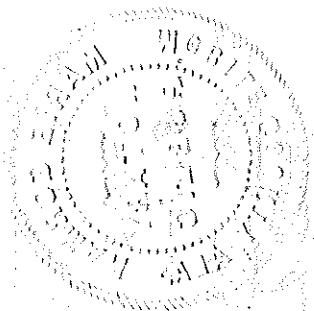
W. H. Gorman (SEAL)
~~Ex-Officio Clerk Inferior Civil Court of Mobile~~

Notary Public Mobile Co., Ala.

My Commission expires Jan 29, 1939.

George Bowen Cleveland

RECORDED



No

RET.

Mrs Rosa M. Byrnes
Plaintiff

vs. } GARNISHMENT

H.W. Presely
Defendant

Louisiana Marshall R. Rile
Garnishee

Executed by service on

Defendant

Notice of Garnishment,

This day of 193..

Sheriff Mobile County

By
Deputy Sheriff

Executed by service on

Garnishee

This day of 193..

Sheriff Mobile County

By
Deputy Sheriff

Filed this *3* day *Mar* 19*36*
James Ouch
Clerk Register

G. S. Lindsay, Atty,
Box 770 4, Mobile Ala

vs. Plaintiff,

H. W. PRESLEY,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. NO. 248.

RELEASE OF GARNISHMENT.

TO LOUISVILLE AND NASHVILLE RAILROAD COMPANY, A CORPORATION,
GARNISSEE:

The garnishment in the above entitled cause having been dismissed by the Plaintiff's attorney, you are hereby released from any and all liability as garnishee in this cause.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed the seal of the Court on this the 18 day
of March, 1936.

Radulovich

Circuit Clerk.

filed Mar. 18, 1936
Robert S. Duck,
Clerk.

Circuit Court, Baldwin County

Mrs Rosa M Bayar

PLAINTIFF

VS.

H & R Brubaker S. R. R. Co

DEFENDANT

BILL OF COSTS

CLERK'S FEES		Dollars	Cts.	AMOUNT BROUGHT FORWARD		\$	Cts.
Issuing Summons and Complaint	\$1 25			Transcript to Supreme Court, 15c per hundred words			
Copies of same, when over 200 words, 15c per 100	30			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		
Docketing Cause 25c. Ent. Appearance, 20c	45	20		Witness Certificate	25		
Subpoena for Witness	30			Taking Bond Not Above Mentioned	75		
Making Certificate of Judgment	50			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			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		4 30	
Order to Dismiss Cause	30			SHERIFF'S FEES			
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		
Order for Notice to Non-Resident Defendant	30			Entering and Returning Attachment	25		
Issuing Notice for Publication and Copy 20c per hundred words	30			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		75	
Summons to Garnishee	50			Empanelling Jury			
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		1 50	
Filing Attachment	10			RECAPITULATION			
Issuing Attachment Writ and Taking Bond	1 00			Judgment			
Issuing Copies of Attachment Writ, 15c per hundred words				Interest			
Filing Certiorari and Entering Return	15			Clerk's Fees		4 30	
Taking Certiorari Bond and Filing Same	75			Sheriff's Fees		1 50	
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	3 00		
				Trial Tax			
				Total	\$	2 26	

Received payment this 14 day of Mar 19336

ATTEST

Clerk Circuit Court, Baldwin County, Ala,

Robertsdale, Alabama

August 31st, 1936

Mr. W. J. Chidgey or

Messrs. Beebe, Hall & Beebe, his Attorneys.

Demand is hereby made upon you to produce at the trial of the case of Elsie Sweat vs Walter J. Chidgey the originals of the following:

Letter of T. S. Smith to C. J. Chidgey dated Brewton December 9th, 1935; letter of Elsie Sweat to C. J. Chidgey dated December 10th, 1935. Also the originals of all letters relative to the subject matter of the litigation and received subsequently from T. S. Smith, Mrs. Alice Floyd, H. C. Rankin and Elliott G. Rickarby.

In default of the production of said letters secondary evidence of their contents will be offered.

Elliott G. Rickarby

H. C. Rankin

Attorneys for Complainant.

*Sum. Rec.
Reece & Hall*

L A W

ELSIE SWEAT,

Complainant.

VS

WALTER J. CHIDGEY,

Defendant.

No. 249.

DEMAND FOR ORIGINAL LETTERS

*Filed Aug Sept 11 1934
R. H. [Signature]
Dyck*

*Executed Sept 1, 1934
by serving copy of the
within writ on
John Reece, member of
firm Reece & Hall,*

*M. H. Wilkins
Sheriff
C. V. Anderson, D. S.*

Transcript of Civil Cases from Justice's Court of *Thomas Vmashek*, Baldwin County, Ala.

ATTORNEYS		NAMES OF PARTIES	CAUSE OF ACTION	ITEMIZED BILL OF COSTS	
E. S. Rickaby H. Hall		Elbie Inrat vs. Walter J.	Unlawful detainer	JUSTICE'S FEES	
				Issuing Summons.....	\$ 50
				Issuing..... Alias Summons.....	50
				Issuing..... Subpoena..... for each witness..	15
				Issuing..... Execution and Taxing Cost.....	50
				Issuing..... Summons to Garnishee and taking answer	50
				Issuing..... Attachment Writ	50
				Attachment Bond and Affidavit.....	1 50
				Garnishment Bond and Affidavit	50
				 Appeal or Certiorari, including Bond.....	1 00
				 Bond	50
				Administering Oath and Certifying Same	25
				 Certificate not otherwise provided for....	25
				Docketing Cause	10
				Judgment on Forthcoming Stay or Replevin Bond	50
				Judgment on Summary Proceeding	75
				Issuing..... Venire Facias	50
				Transcript of Proceeding	50
				Attending Trial or Right of Property.....	1 00
				 Sci. Fa. or notice in nature thereof.....	50
				Making Return of Certiorari	50
				 Notice to Defendant	15
				Release.....	25
				CONSTABLE'S FEES CIVIL CASES	
				Serving..... Summons.....	1 00
				Serving..... Summons on Each Witness	25
				Serving..... Garnishment	25
				Levying Attachment under \$50.00	1 00
				Levying Execution under \$50.00	1 00
				Making Money, 3 per cent, not less than	75
				Serving..... Notice, etc., on each party therein	25
				Serving Sci. Fa. or other like Notice.....	50
				Taking Bail or other Bond	50
				Keeping Property Levied on	
				WITNESS' FEES	
				 Witness..... Days.....	50
				Garnishee's Fee	
DATES		DISPOSITION OF CASE			
Feb. 24 - 1936	Bond and Affidavit Filed. February 26 - 1936				
Feb. 14 - 1936	Summons and Complaint Issued ret. February 14 and served Feb. 14 - 1936				
Feb. 14 - 1936	Ret. executed by W. Duckworth				
	Notice of appeal served on Walter Whidgely Feb. 29 - 1936				

4.00

The State of Alabama, {
Baldwin County

IN JUSTICE COURT OF

Thomas Vmashek

To the Clerk of the Circuit Court of Baldwin County:

I hereby certify that the foregoing is a full, complete, and exact transcript from my docket of the judgment and proceedings in the above cause, and I herewith send to the Clerk of the Circuit Court of Baldwin County, Alabama, all the original and other papers pertaining to said cause.

Given under my hand this 24 day of February 1936

Thomas Vmashek Justice of the Peace.

FILED IN 5
24 Feb 36
Clerk's Office

248

STATE OF ALABAMA.

BALDWIN COUNTY.

KNOW ALL MEN BY THESE PRESENTS, that we, CHARLES TURN-
BULL and IDA TURNBULL, as Principals, and _____
and _____, as Sureties, are held and firmly bound
unto W. C. GORDON, doing business as Gordon Motor Company, in the
sum of Three Hundred Dollars (\$300.00), for the payment whereof we
bind ourselves, our heirs, executors and administrators, jointly
and severally.

Given under our hands and seals, the 27th day of Febru-
ary, 1936.

The condition of this obligation is this, that Whereas
a Writ of Attachment issued out of the Circuit Court of Baldwin
County, at the suit of W. C. Gordon, doing business as Gordon Motor
Company, against the estate of Charles Turnbull and Ida Turnbull,
returnable to the next term of the Circuit Court of said County,
and has been placed in the hands of the Sheriff of Baldwin County,
Alabama, and by him has been levied upon the following property,
to-wit:

One 1935 Chevrolet one-half ton Truck with station
wagon body, Motor #K4736310, Serial #8EBC2-1914;

And Whereas, the said property has been delivered to
Charles Turnbull and Ida Turnbull on their entering into this bond;

NOW, if the defendants shall fail in the action, and the
said Charles Turnbull and Ida Turnbull, or their sureties, will re-
turn to the Sheriff of said County the specific property attached
and above mentioned, within thirty days after judgment in said
suit, then this obligation to be void, otherwise to remain in full
force and effect.

And we hereby waive the benefit of all laws exempting
property from levy and sale under execution or other process for
the collection of debt, by 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.

Charles Turnbull (SEAL)

Ida Turnbull (SEAL)

J. M. Lambert (SEAL)

Amos Garrett (SEAL)

Taken and approved:

M. A. Wilkins
Sheriff.

RECORDED
Duck
7-450

Filed this _____ day _____ 1936
Clerk-Register

GARNISHMENT ON JUDGMENT

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT BALDWIN COUNTY

Spring. TERM, 1926

To Any Sheriff of the State of Alabama—Greeting:

WHEREAS, At a regular Spring. Term, 1926, of the Circuit Court of Baldwin County,
to-wit: On the 4th day of February, 1926 being a regular day of
said term Mrs. Rosa M Bryars,

recovered judgment against H. W. Presley.

for the sum of Forty five and 34/100.

and affidavit having been made by George B. Cleveland Dollars, and cost of suit,
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

The Louisville and Nashville Railroad Co.

has or is believed to have in its possession, or under its control money
or effects belonging to said defendant H. W. Presley or that it is, or
is believed to be indebted to said defendant H. W. Presley or to be liable to them, or to one of them on a
contract for the delivery of personal property, or on a contract for the payment of money which may be dis-
charged by the delivery of personal property or which is payable in personal property.

You are Therefore Hereby Commanded to Summon The Louisville & Nashville
Railroad Co.

to be and appear before the honorable the Circuit Court for Baldwin County, at the Court House thereof, in
the City of Bay Minette, on the Monday in A. D. 1926
then and there within the three first days of the term, to answer on oath, whether at the time of the service of
the garnishment, or at the time making its answer, or at any time intervening the time of serving
the garnishment and making the answer it was indebted to said defendant
H. W. Presley. and whether it will not be indebted in future to said de-
fendant H. W. Presley. by a contract then existing, and whether by a contract then existing it
or are, liable to said defendants for the delivery of personal property, or for the payment of money which
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
its belonging to the defendant H. W. Presley.

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

Witness, Robert S. Duck.
Clerk of said Court, this 3rd
day of March A. D. 1926.

ATTEST:

A. D. 1926.

Robert S. Duck Clerk.

(17)
51

Rec'd in office
3/3/36
M. Williams Shiff

Executed by serving
a copy of the
within on

C. M. Lewis Agent
for L & N R. R. Co
Greenville, Ala.
This Mar 6 / 1936

Geo. W. Autrey
Sheriff Butler Co

Georgia Ala.
248 RECORDED
7-453
Circuit Court, Baldwin County

No.

Mrs Rosa M Bryars.

VS. } GARNISHMENT ON JUDGMENT

H W Presley.

Issued 3rd day of March 1936

Returnable day of 192

George B Cleveland,

Attorney.