

Oudary Packing Co. ^{Pltff} vs. J. J. Davidson, ^{Def}
Ala. & Corp. 127. J. J. Davidson, defendants
In Circuit Court of Baldwin County, Ala.

Comes the ~~Pltff~~ Plaintiff in the above entitled Cause and requests a judgment by default on the following grounds to-wit: -

1st

Summons and Complaint was filed on April 1st 1940, and service was had on April 2, 1940, and more than 30 days have elapsed since service on defendant, and defendant has not pleaded, answered nor demurred in 30 days after service -

2nd

Plaintiff filed with Complaint an itemized verified account showing an indebtedness to plaintiff by defendant of \$172.02, and interest. The plaintiff therefore requests a judgment for plaintiff against defendant for \$187.50 -
This the 9th day of May 1940 -

W. H. Hawkins
Attorney for Plaintiff

RECORDED
Cuddeback Packing Co
of Alabama, a Corpo-
ration, Pltff

T. J. Davidson
Defendant -

Motion for judgment by
Default

Filed May 9, 1940
R. S. Duck, Clerk

W. H. Hawkins
Atty for Plaintiff

THE STATE OF ALABAMA,
Baldwin County.

No. _____ CIRCUIT COURT
April 1st., 1940.

193

To Any Sheriff of the State of Alabama :

You are hereby commanded to summon T. J. Davidson

to appear and plead, answer or demur, within thirty day from the service hereof, to the Complaint filed in
the Circuit Court of Baldwin County, State of Alabama at Bay Minette, Ala., against him

as Defendant by The Cudahy Packing Company, an
Alabama Corporation.

Plaintiff

Witness my hand this 1st day of April 1940 XXX

Clerk.

COMPLAINT

The Cudahy Packing Company

of Alabama, an Alabama

Corporation

Plaintiff versus

T. J. Davidson

The Plaintiff claims of the Defendant One Hundred Seventy Two and 2/100 (\$172.02)

Dollars, due by
account for goods, merchandise and chattels bought of ~~XXXXXX~~
plaintiff by defendant, on to-wit:- divers dates during the months
of March and August 1938, which sum of money with the interest thereon
is still due and unpaid.

Plaintiff avers that it has filed in this cause an itemized verified
statement of this account.

Attorney for Plaintiff.

Plaintiff's Attorney.

RECORDED

No

574

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

Cudahy Packing Co. of Ala.

an Ala, Corp.

PLAINTIFF

vs.

T. J. Davidson.

DEFENDANT

Summons and Complaint

Filed, April 1st. 1940

XXXX
193

R. S. Duck

, Clerk.

Defendant Lives at

Bay Minette.

W. H. Hawkins

Plaintiff's Attorney.

Defendant's Attorney

MOORE PRINTING CO., BAY MINETTE, ALA.

RECEIVED IN OFFICE

April 2nd 1940

, 193

W. R. Stuart

, Sheriff

I have executed this Writ

this 2nd day of April 1940, 193

by leaving a copy of the within Summons and
Complaint with

T. J. Davidson

W. R. Stuart

, Sheriff.

A. P. Smith

, Deputy Sheriff.

State Of Alabama:
Baldwin County :

We John Montgomery. Mar Griffin are bound unto
W. L. Young in the sum of Sixty Five & No/100 Dollars, for the
payment of which we jointly and severally bind ourselves, our heirs,
executor, and administrator. Sealed with our seals, and dated the 16
day of March----- 1940

The condition of the above obligation is such that, on the 16th, day
March 1940, Jerome Price a Justice of the Peace in and for said County
had summons the said John Montgomery to answer the complaint of W. L.
Young, and that the said John Montgomery demanded a trial by a jury.

If the said John Montgomery shall prosecute said appeal to effect,
or, if he fail in said appeal, shall pay such judgment, both as to ~~debt~~
debt and cost, as may be rendered against him by the said jury and
court of Baldwin County, then in either of said events, this obliga-
tion to ~~be~~ remain in full force and effect.

Taken and approved This 16---Day of March, 1940---

Jerome Price-----J.P.

Mar Griffin----- (Seal)
John Montgomery----- (Seal)
----- (Seal)

RECORDED

Filed this 4 day April 1940

R. S. Durb
Clerk-Register

Clerk-Register

THE STATE OF ALABAMA,
Baldwin County

TO ANY LAWFUL OFFICER OF SAID COUNTY. GREETINGS:

Summon John Montgomery, & Mrs John Montgomery
to appear before me on the 16th day of March 1940, next, at my office inFoley Ala. (at 11 A.M.) Baldwin County, Alabama, to answer the complaint ofW. L. Young
and then and there make a return of this summons.Issued the 9th day of March 1940Jerome Price. Justice of Peace.

COMPLAINT

W. L. Young

VS.

John Montgomery
Mrs John Montgomery

Plaintiff

Defendant

The Plaintiff claims of the Defendant the sum of Nine & ⁸⁰/₁₀₀ Dollarsfor labor rendered.The Plaintiff claims a labor lien on
property known as three point filling station
located 2 1/2 miles East of Foley, AlaW. L. Young

Plaintiff's Attorney.

RECORDED

Executed by personal service and notice of

Garnishment *the defendant*

J.R. Montgomery

this *13th* day of *March* 19*40*

W.R. Stuart Sheriff
Constable

By *John R. Davis* *D.S.*
D.C.

No. _____

Page _____

THE STATE OF ALABAMA

BALDWIN COUNTY

IN THE JUSTICE COURT OF

Term, 193_____

SUMMONS and COMPLAINT

Plaintiff _____

VS

Defendant _____

The Defendant is hereby notified that Writ of
Garnishment has been served on _____

F.W. Kessell

Filed this *4* day *April* 19*40*

R.S. Dorch
Clerk-Register

J. P. _____

Location _____

574

THE STATE OF ALABAMA, {
BALDWIN COUNTY

CIRCUIT COURT BALDWIN COUNTY

Fall

TERM, 1942

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETING:

WHEREAS, At a regular Spring Term, 1940 of the Circuit Court of Baldwin County,
to-wit: On the 10 th day of May, 1940, being a regular day of
said term, Cudahy Packing, Company. a Cprporation.

recovered judgment against T J Davidson.

for the sum of One Hundred Eighty Seven, and 50/100 Dollars, and cost of suit,
and affidavit having been made by W H Hawkins.
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

G W Robertson. Judge of Probate.

has or is believed to have in His. possession, or under his. control money
or effects belonging to said defendant or that he is, or
is believed to be indebted to said defendant 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
discharged by the delivery of personal property or which is payable in personal property.

You Are Therefore Hereby Commanded to Summon
G W Robertson. Judge of Probate.

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 within thirty days from service of this writ ~~Monday in~~ Service of This Writ.
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 his answer, or at any time intervening the time of serv-
ing the garnishment and making the answer he was _____ indebted to said defendant
_____ and whether he will not be indebted in future to said defendant

_____ by a contract then existing, and whether by a contract then existing he
is, or are, liable to said defendants 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 he has not in his possession or under his control money or
effects belonging to the defendant T J Davidson.

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

Witness, R. S. DUCK, Clerk of said Court, this 23rd day of November.

A. D., 194 ~~24~~ ISSUED 23rd day of November. A. D. 194 2

ATTEST:

R S Duck

Clerk.

Circuit Court, Baldwin County

NB 74 1/2

Gudahy Packing Company.

VS. } GARNISHMENT ON JUDGMENT

T J Davidson, Defendant.

G W Robertson, Judge of Probate
Garnishee.

Issued 23 day of Nov. 1942

Returnable in 30 Days, 194
day of

W H Hawkins.

Attorney.

Moore Printing Co., Bay Minette, Ala.

Executed by serving a copy of the within
Writ of Garnishment on G. W. Robertson, Judge of
Probate, and a copy on T. J. Davidson, the Defendant
This 24th day of November 1942
W. R. Hunt, Sheriff
By [Signature], Deputy Sheriff

CIRCUIT COURT

No. 574

May Term, 19⁴⁰

YOU ARE HEREBY COMMANDED, That of the goods and chattels, lands and tenements of.

YOU ARE HEREBY COMMANDED, That of the goods and chattels, lands and tenements on _____, Defendant_____,
you cause to be made the sum of One Hundred Eighty Seven + 50/100 (\$187.50) DOLLARS,
which Cuba Processing Company, an Ala. Corporation Plaintiff_____,
recovered of J. D. Davidson
on the 10th day of May, 1940, by the Judgment of our Circuit Court held for the County of
Baldwin, besides the sum of Twelve + 05/100 (\$12.05) DOLLARS,
costs of suit, and have the same to render to the said _____, and make return of this Writ and
the execution thereof, according to law.

Interest from _____, 19____, to _____, 19____.

Witness, my hand this 22nd day of May, 1940. R. S. Dinch, Clerk.

CLERK'S FEES		AMOUNT	SHERIFF'S FEES		AMOUNT		
Issuing.....	Summons and Complaint.....	\$1.25	1.25	Serving and Returning.....	Summons.....	\$1.50	1.50
Issuing.....	copies of same.....	.30	.30	Serving and Returning.....	Writs.....	1.30	
Issuing.....	Branch Summons and Complaint.....	1.25		Serving and Returning.....	Subpoenas for.....	Wit. .65	
Issuing.....	copies of same.....	.30		Levy.....	Attachment.....	3.00	
Entering.....	Sheriff's Return or copy of above.....	.20	.20	Entering and Returning.....	Attachment.....	.25	
Docketing Cause.....		.25	.25	Summoning and Returning.....	Garnishee.....	1.50	
Entering.....	Appearances.....	.20	.20	Serving and Returning.....	Sci. Fas. Notices.....	1.50	
Filing.....	Pleas.....	.10	.10	Impaneling Jury.....		.75	
	Affidavits, Certified.....	.25		Collecting Cost, Execution.....		1.50	1.50
	Commissions to take Depositions.....	.75		Taking and Approving.....	Replevin Bonds.....	1.00	
	copies of Interrogatories.....			Claim Bonds.....		1.00	
	Notices of Filing Interrogatories.....	.50		Garnishment Bonds.....		.75	
Filing.....	Packages of Depositions.....	.10		Forthcoming Bonds.....		1.00	
Inclosing.....	Packages of Depositions.....	.10		Bail Bonds.....		1.00	
	Orders in Court.....	.30		Detinue Bond.....		1.00	
	Continuances.....	.10		Writ of Possession.....		5.00	
Issuing.....	Subpoenas for.....	.30		Making Deed.....		5.00	
Trial and Incidents.....		.75	.75	Collecting Money on Execution.....			
Entering.....	Judgment.....	.30	.30	Writ of Restitution.....		2.00	
Issuing.....	Execution.....	.50	.50	Sheriff's Commissions.....			
Entering.....	Sheriff's Return of Execution.....	.20	.20	Sheriff's Deed.....			
Issuing.....	Certiorari.....	.75		Seizing Personal Property in Detinue.....		3.00	
Filing.....	Certiorari, etc.....	.15		Former Sheriff's Fees.....			
Issuing.....	Notices.....	.75		TOTAL SHERIFF'S FEES.....			3.25
Issuing.....	copies of same.....	.50		WAIVER.....	NO WAIVER.....		
Taking.....	Bonds.....	.75		RECAPITULATION.....			
Filing.....	Bonds.....	.10		Judgment for <i>plaintiff</i>	for.....		187.50
Issuing.....	Attachment Writ..... and taking Bond.....	1.00		Interest from.....			
Filing.....	Attachments.....	.10		Damages.....			6.05
	Summons of Garnishee.....	.50		Clerk's Fees.....			3.00
Swearing and Ent.....	Answer of Garnishee.....		1.50	Sheriff's Fees.....			
Complete Record, 15c per 100 words.....				Justice of Peace Fees.....			
Transcript to Supreme Court.....				Witness Fees in Justice of Peace Court.....			
Certificate of Appeal to Supreme Court.....		.75		Constable's Fees.....			
Notices of Appeal.....		.75		Commissioner's Fees.....			
Appeal Bond.....		.75		Commissioner's Residence.....			
Certificate of Judgment.....		.50	.50	Printer's Fees.....			
Witness Certificates.....		.25		Garnishee's Fees.....			
				Witness Fees in Circuit Court.....			
				Former Clerk's Fees.....			3.00
				Trial Tax.....			4.19
TOTAL CLERK'S FEES.....			6.05	TOTAL FEES.....			199.55

MAY 22 1940
No. 574 Page

The State of Alabama,

Baldwin COUNTY.

CIRCUIT COURT.

Indebtedness Co.,

vs. The Corp.

VS.

Plaintiff

J. D. Davidson

Defendant

CIVIL EXECUTION FOR COSTS
AGAINST DEFENDANT

Judgment for plaintiff for \$ 187.50

Interest from _____, 19____,

to _____, 19____, \$ _____

Damages: \$ _____

Costs: \$ 12.30

Total: \$ 199.85

Civil Fee Book Book Page 574

Execution Docket _____ Page _____

Filed May 22, 1940

P. S. Dink

Clerk

W. H. Hamilton

Plaintiff's Attorney

Defendant's Attorney

MAY 22 1940

COLLECT COSTS FROM
DEFENDANT

The State of Alabama,

Baldwin COUNTY.

I hereby certify that the within Judgment and costs in this case are correct, and there was a waiver of exemption as to personal property under the Constitution and Laws of Alabama.

This _____ day

of _____, 19____

Clerk.

Received in Office

5/22

, 1940

Sheriff.

Sheriff's Execution Docket, page _____

Sheriff's Fee Book, page _____

May 22 1940
11:45 AM
W. H. Hamilton
Plaintiff's Attorney

The State of Alabama, }
COUNTY.

By virtue of the within Execution, I have, at _____ o'clock _____ M., this _____ day of _____, 19____, levied _____

Returned this 20th day of December 1942 by collecting the within cost \$12.30 from the defendant J. D. Davidson and turning over to P. S. Dink Clerk of the Circuit Court \$6.05 his cost only. The \$3.00 trial tax was paid by me an Examination of E. R. H. Powers, State Examiner of Public Accounts. The \$325 balance retained as my fee.
W. R. Stuart
By M. B. Hamilton & Co. Sheriff.

PLAINTIFF'S WITNESSES

AMOUNT

DEFENDANT'S WITNESSES

TOTAL

CHICAGO, ILL. October 27 1938

T. J. Davidson

People's Market

Bay Minette, Ala.

IN ACCOUNT
WITH

THE CUDAHY PACKING CO. OF ALA.

221 NORTH LA SALLE STREET

1938		Bill Rendered					
Mar.	1	Beef	167#	14¢	23	38	
		Butter	10	32	3	20	
		Franks	15	16	2	40	
		Smo. Saus.	15	19	2	85	
		Cheese	22 $\frac{1}{2}$	17 $\frac{1}{2}$	3	97	
		Spi. Inchn	6	20	1	20	
		Bld Ham	11	33	3	63	
		Ham	22 $\frac{1}{2}$	20	4	50	
		Bologna	5 $\frac{1}{2}$	13		75	
		Tripe	2	2.20	4	40	
		DSC Bells	23	13 $\frac{1}{2}$	3	11	
		Bacon Belly	21	16 $\frac{1}{2}$	3	47	
		Oleo	32	12	3	84	
"	3	DSC Bells	40	13 $\frac{1}{2}$	5	40	
		Bacon Bells	21	16 $\frac{1}{2}$	3	47	
		Cheese	22 $\frac{1}{2}$	18 $\frac{1}{2}$	4	12	
		Bld Ham	11	33	3	63	
		Franks	15	18	2	70	
		Smo. Saus.	15	19	2	85	
		Hots	10	18	1	80	
		Bologna	9 $\frac{1}{2}$	14	1	33	
		spi. Inchn	6	20	1	20	
"	11	Bacon	26 $\frac{1}{2}$	22	5	83	
		Franks	15	18	2	70	
		Bld Ham	11	34	3	74	
		Ham	18 $\frac{1}{2}$	22 $\frac{1}{2}$	4	23	
		Smo. Saus.	10	20	2	00	
		DSC Bells	18 $\frac{1}{2}$	14	2	59	
"	15	Ham	23 $\frac{1}{2}$	22 $\frac{1}{2}$	5	29	
		Cheese	21 $\frac{1}{2}$	18 $\frac{1}{2}$	3	98	
		Franks	15	18	2	70	
		Smo. Links	5	20	1	00	
		Pk Loins	5	23	1	15	
		DSC Bells	40	14	3	60	
		Bacon Bells	18	17	2	06	
		Bacon	12 $\frac{1}{2}$	26	3	19	
		Forward 0					

VERIFICATION OF ACCOUNTS

Form 2119

State of ILLINOIS }
COOK County } SS

E. A. SAUER of lawful age, being duly sworn
on oath states that he is Asst. Treas. of THE CUDAHY PACKING CO. OF ALA. a corporation organized under the laws
of the State of Alabama, that the annexed statement is a true and correct copy of the account between said
THE CUDAHY PACKING CO. OF ALA. and T. J. DAVIDSON

that the charges therein set forth are just and true value of the several items therein stated, that there is due THE CUDAHY PACKING CO. OF ALA. thereon the amount of ONE HUNDRED SEVENTY TWO AND 2/100 ^(\$172.02) DOLLARS
shown by said statement, and the same is wholly due and unpaid; that the true consideration thereof is goods, wares and
merchandise, sold and delivered to debtor at his special instance and request, and that to the best of the affiant's knowledge
and belief the account is not subject to any legal or equitable recoupment, counterclaim or set-off.

E. A. Sauer
Subscribed in my presence and sworn to before me this 15th day of March 19 40

Printed in U.S.A.

Agnes O'Halloran Notary Public.