

600

STATE OF ALABAMA,)
BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon J. D. MIDDLETON 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 the same, then and there to answer the complaint of State Bank of Elberta, a Corporation.

WITNESS my hand this 9th day of July, 1940.

Raduech
Clerk.

STATE BANK OF ELBERTA,
a Corporation,
Plaintiff,

VS.

J. D. MIDDLETON,
Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

1. The Plaintiff claims of the Defendant Three Hundred (\$300.00) Dollars, due by promissory note made by him on the 12th day of July, 1939, and payable ninety days after date, with interest thereon at 8% per annum, from February 22nd, 1940.

The Plaintiff alleges that in and by said note the Defendant waived all rights of exemption under the Constitution and laws of the State of Alabama, and agreed to pay all costs of collecting or securing or attempting to collect or secure said note, including a reasonable attorney's fee.

The Plaintiff claims of the Defendant the further sum of Seventy-five (\$75.00) Dollars, as a reasonable attorney's fee.

BEEBE & HALL,

By: Shirley

STATE OF ALABAMA,
BALDWIN COUNTY.

Before me, the undersigned authority, in and for said State and County, personally appeared ALFRED M. NEUMANN, who being duly sworn, deposes and says, that he is the Cashier of the State Bank of Elberta, a Corporation; that J. D. Middleton is indebted to the said State Bank of Elberta in the sum of Three Hundred and Fifty (\$350.00) Dollars, for the recovery of which it has commenced suit, by summons and complaint now pending in the Circuit Court of Baldwin County, Alabama, against the said J. D. Middleton, and that he believes that the process of garnishment against the Central Baldwin Bank, a Corporation, is necessary to obtain satisfaction of said indebtedness and that said Central Baldwin Bank, a Corporation, is supposed to be indebted to or have affects of said defendant in its possession or under its control.

Sworn to and subscribed before
me this 8th day of May, 1940.

Green Lenz
Notary Public, Baldwin County, Ala.

600

RECORDED

SUMMON, COMPLAINT AND AFFIDAVIT:

STATE BANK OF ELBERTA, a
Corporation,

Plaintiff,

VS.

J. D. MIDDLETON,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

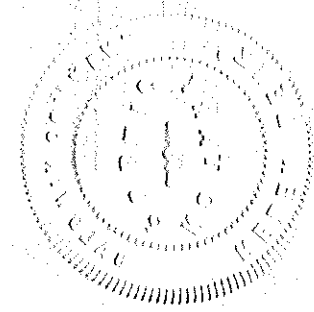
Filed July 9 1941
R. Duck

Received in Sheriff's Office 16
July 10-1940 W.R. Stuart Sheriff

Executed this 16th
day of July by
serving a copy of
within summons
on J. D. Middleton

W.R. Stuart
Sheriff

By B.H. Kucen
Os.



7/17/40 Receipt by 531

No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY
CIRCUIT COURT

Plaintiff__

vs.

Defendant__

**Civil Execution for Costs
Against Plaintiff**

Costs - - - - \$ _____

Civil Fee Book _____ Page _____

Execution Docket _____ Page _____

Filed _____, 193__

Clerk.

W. Jay
Ret
Plaintiff's Attorney

Defendant's Attorney

COLLECTION COSTS FROM

The State of Alabama, {
BALDWIN COUNTY

I hereby certify that the within _____
and costs in this case are correct, and there was
_____ waiver of exemption as to personal pro-
perty under the Constitution and Laws of Ala-
bama.

This _____ day of _____ 193__

Clerk.

Received in office _____

193__

Sheriff

Sheriff's Execution Docket, Page _____

Sheriff's Fee Book, _____ Page _____

Sheriff

THE STATE OF ALABAMA, {
Baldwin County. } By virtue of the within execution, I have at _____
o'clock, --- M., this _____ day of _____ 193__ levied

W.C. BEEBE
H.M. HALL

BEEBE & HALL
LAWYERS
BAY MINETTE, ALABAMA

600

JULY 9, 1940.

Mr. R. S. Duck,
Bay Minette, Alabama.

Dear Mr. Duck:-

We are handing you herewith Summon and Complaint,
Affidavit and Bond, in the matter of State Bank of Elberta,
vs. J. D. Middleton.

We understand that Mr. Middleton carries an account
with the Central Baldwin Bank in his personal name, J. D. Mid-
dleton, and also in the name of Builders Supply Company, which
is owned by him. If possible, we will appreciate you letting
your garnishment run against J. D. Middleton and Builders Sup-
ply Company, owned by J. D. Middleton.

Yours very truly,

BEEBE & HALL,

By: 

HMH/J
Enc.

STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

KNOW ALL MEN BY THESE PRESENTS, That the STATE BANK OF ELBERTA, a Corporation, as Principal, and the undersigned as Sureties, are held and firmly bound unto J. D. Middleton, in the sum of Six Hundred (\$600.00) Dollars, for the payment of which well and truly to be made, we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated this 8 day of ~~May~~, 1940.

The condition of the above obligation is such that whereas the above bound State Bank of Elberta, a Corporation, has brought a suit now pending against the said J. D. Middleton, in the Circuit Court of Baldwin County, Alabama, at Law, to recover of the said J. D. Middleton the sum of Three Hundred and Fifty (\$350.00) Dollars, and has this day prayed that a writ of garnishment be issued to Central Baldwin Bank, a corporation, to answer what it is indebted to or what effects of said defendant it has in its possession or under its control, and said Plaintiff, by its agent, having made oath and entered into this bond, as required by law, has obtained said writ of garnishment, returnable to the next term of said Court.

Now, if the said Plaintiff shall prosecute said suit 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.

STATE BANK OF ELBERTA,

By: [Signature] (SEAL)
Its Cashier

[Signature] (SEAL)

L. L. Linder (SEAL)

Taken and approved this
8 day of ~~May~~, 1940.

[Signature]
Clerk.

600
RECORDED

BOND:

STATE BANK OF ELBERTA,
a Corporation,

Plaintiff,

VS.

J. D. MIDDLETON,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW.

*recd July 9 1942
R. S. [unclear]
[unclear]*

The State of Alabama, }
Baldwin County

CIRCUIT COURT

TO ANY SHERIFF OF THE STATE OF ALABAMA--GREETING:

Whereas ~~STATE BANK OF ALABAMA, a corporation~~
 has commenced suit by Summons and Complaint returnable to the next term of the Circuit Court
 of said County, against ~~J. D. MIDDLETON~~

for the sum of ~~Three Hundred Dollars (\$300.00)~~ Dollars and whereas, the said

~~STATE BANK OF ALABAMA, a corporation~~

has entered into bond, and made affidavit as required by law that the said

~~J. D. MIDDLETON~~

is indebted to ~~them~~ in the sum of ~~Three Hundred~~

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 ~~Central Baldwin Bank~~

is believed to be chargeable as garnishee in the cause.

YOU ARE THEREFORE, commanded to summon the said

~~CENTRAL BALDWIN BANK~~

to be and appear at the ~~next~~ term of the Circuit Court, to

be holden for the County of Baldwin, on ~~2nd Monday of September, 1940~~ 192...,
 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. ~~J. D. Middleton~~ or **Builder's Supply Co.**

Witness my hand this ~~3th~~ day of ~~July, 1940~~, 192...

R. L. Luck

Clerk.

Executed 7/10 1940
by serving ~~copy~~ of within Summons and
Complaint on

Hammie Houston
Summons on
Sam H. Bowers, Cashier
Central Banking Bank
W R Stuart Sheriff

By _____ Deputy Sheriff

No. 620

Circuit Court of Baldwin County

State Bank of
Alberta & Corp
VS. } GARNISHMENT ON SUMMONS

Issued 9th day of July 1940

Burke & Hall
Plaintiff's Attorney

Moore Printing Co. :::: Bay Minette, Ala.

Received in Sheriff's Office
this 10th day of July, 1940
W. R. STUART, Sheriff