

668

THE JOHN DEERE PLOW COMPANY
OF ST. LOUIS, a Corporation,

Plaintiff,

VS.

G. J. BOYD,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. NUMBER 668.

GARNISHMENT ON JUDGMENT WRIT

TO ANY SHERIFF OF THE SAID STATE, GREETING:

WHEREAS, on the 3rd day of November, 1941, the John Deere Plow Company of St. Louis, a Corporation, recovered a judgment against G. J. Boyd for the sum of Two Hundred Thirty-two and 60/100 Dollars (\$232.60) and cost of suit, an affidavit having been made by J. B. Blackburn that the Louisville and Nashville Railroad Company, a corporation is supposed to be indebted to or have effects of The John Deere Plow Company of St. Louis, a Corporation in its possession or under its control; and that he believes process of garnishment against the said Louisville and Nashville Railroad Company, a Corporation is necessary to obtain satisfaction of the said judgment:

You are therefore hereby commanded to summon the said Louisville and Nashville Railroad Company, a Corporation to be and appear before the Circuit Court of Baldwin County, Alabama, at the Court House thereof within thirty days after service of this writ, then and there to answer on oath whether it was indebted to the above named Defendant at the time of the service of this summons or at the time of making its answer hereto, and in what sum or sums; and whether it will not be indebted in future to the said Defendant by a contract then existing or at the time of the service of this summons; and whether it has in its possession, or under its control personal or real property, or things in action belonging to the said G. J. Boyd.

Herein fail not and have you then and there this writ.

Issued this 24 day of January, 1942.


Clerk.

Received in Sheriff's Office
this 29 day of January 1942
W. R. STUART, Sheriff

*Executed this 5th day
of Feb 1942 by
Serving a copy of within
writ on G. J. Boyd*

*W.R. Stuart
Sheriff*

*By B. F. Fucina
Ds*

Executed by serving a copy of
the within writ on R.E. Cooley,
as agent for the Louisville &
Nashville Railroad Company, a Corp-
oration and the said R.E. Cooley
was such when so served. This the
3rd day of February 1942.

W.R. Stuart, Sheriff Baldwin Co.

BY

A. P. Smith

Deputy Sheriff

GARNISHMENT ON JUDGMENT WRIT.

THE JOHN DEERE PLOW COMPANY
OF ST. LOUIS, a Corporation,

Plaintiff,

VS.

G. J. Boyd,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW.

NUMBER 668.

THE JOHN DEERE PLOW COMPANY
OF ST. LOUIS, a Corporation,

Plaintiff,

VS.

G. J. BOYD,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. NUMBER 668.

AFFIDAVIT

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority within and for said County in said State, personally appeared J. B. Blackburn, who, after being by me first duly and legally sworn, deposes and says: That The John Deere Plow Company of St. Louis, a Corporation, did on the 3rd day of November, 1941, recover a judgment against G. J. Boyd for the sum of Two Hundred Thirty-two and 60/100 Dollars (\$232.60) and costs of suit; that he is attorney for the Plaintiff in the said cause and that he believes that process of garnishment against the Louisville and Nashville Railroad Company, a Corporation is necessary to obtain satisfaction of the said judgment and that the said Louisville and Nashville Railroad Company, a Corporation is supposed to be indebted to or have effects of the said Defendant in its possession or under its control.

Sworn to and subscribed before me
on this the 23rd day of Dec., 1941.

Ora L. Nelson

Notary Public, Baldwin County, Alabama.

AFFIDAVIT FOR GARNISHMENT ON
JUDGMENT.

THE JOHN DEERE PLOW COMPANY
OF ST. LOUIS, a Corporation,

Plaintiff,

VS.

G. J. BOYD,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. NUMBER 668.

Filed Sep 23 1941
R. S. Myers
Clerk

Baldwin) COUNTY.) November Term, 19 41

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

You Are Hereby Commanded, That of the goods and chattels, lands and tenements of

J. G. ROYD, Defendant,

you cause to be made the sum of \$232.60 DOLLARS,

which JOHN DEERE PLOW CO., a corporation, Plaintiff,

recovered of J. G. ROYD

on the 3rd day of November, 1941, by the Judgment of our Circuit Court held for the County of Baldwin, besides the sum of \$262. \$35.80 DOLLARS,

costs of suit, and have the same to render to said , and make return of this Writ and the execution thereof, according to law.

Interest from , 19 , to , 19

Witness, my hand this 15th day of December

R. Duck, 19 41

, 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.....Subs. for.....Wit. ....	.65	1 95
Issuing.....copies of same.....	.30		Levyng.....Attachment.....	3.00	3 00
Entering.....Sheriff's Return or copy of above.....	.20	20	Entering and Returning.....Attachment.....	.25	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.....Demurrers.....	.10	30	Impaneling Jury.....	.75	
.....Affidavits, Certified.....	.25		Collecting Cost, Execution.....	1.50	
.....Commissions to take Depositions.....	.75		Taking and Approving.....Replevin Bonds.....	1.00	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.....Witnesses.....	.30	90	Making Deed.....	5.00	
Trail 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.....Sci. Fas.....	.75		Seizing Personal Property in Detinue.....	3.00	
Filing.....Certiorari, etc.....	.15				
Issuing.....Notices.....	.75		Former Sheriff's Fees.....		
Issuing.....copies of same.....	.50		Total Sheriff's Fees.....	7 70	
Taking.....Bonds.....	.75		WAIVER.....NO WAIVER.....		
Filing.....Bonds.....	.10		Recapitulation.....		
Issuing.....Attachment Writ ..and taking Bond.....	1.00	1 00	Judgment for.....Pltff.....for.....	232 60	
Filing.....Attachments.....	.10		Interest from.....		
.....Summons of Garnishee.....	.50		Damages.....		
Swearing and Ent.....Answer of Garnishee.....			Clerk's Fees.....	11 40	
Complete Record, 15c per 100 words.....		4 00	Sheriff's Fees.....	7 70	
Transcript to Supreme Court.....			Justice of Peace Fees.....		
Certificate of Appeal to Supreme Court.....	.75		Witness Fees in Justice of Peace Court.....		
.....Notices of Appeal.....	.75		Constable's Fees.....		
.....Appeal Bond.....	.75		Commissioner's Fees.....		
Certificate of Judgment.....	.50	50	Commissioners Residence.....		
.....Witness Certificates.....	.25	75	Printer's Fees.....		
			Garnishee's Fees.....		
			Witness Fees in Circuit Court.....	13 70	

Page.....
OF ALABAMA,
..... COUNTY.
T COURT.

LOW CO,
.....
VS. Plaintiff
OYD
.....
Defendant

FOR COSTS AGAINST
NDANT—

..... for \$ 232.60..
....., 19.....,
....., 19....., \$.....
\$.....
\$ 35.80..
\$ 268.40

Page.....
Page.....
er 15th....., 19 41
Duck
Clerk
BLACKBURN
Plaintiff's Attorney
M. BROWN
Defendant's Attorney

COLLECT COSTS FROM
DEFENDANT

THE STATE OF ALABAMA,
..... 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

December 15th, 1941
W.R. Stuart
Sheriff.

Sheriff's Execution Docket, page

Sheriff's Fee Book, page 668

Recalled by the
Clerk this the 16th
day of December 1941
W.R. Stuart Sheriff
By M.B. Hamilton ES

The Baldwin Times — Bay Minette, Ala.

The State of Alabama,

..... }
COUNTY.

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

....., Sheriff.

PLAINTIFF'S WITNESSES

Amount

DEFENDANT'S WITNESSES

Total.....

CERTIFICATE OF JUDGMENT

The State of Alabama }
Baldwin County }

Circuit Court, November Term, 1941.

JOHN DEERE PLOW CO., A Corporation

PLAINTIFF

Vs.

J. G. BOYD

Defendant

DEFENDANT.

I, R. S. Duck, Clerk of the Circuit Court of Baldwin County,

Alabama, do hereby certify that on the 3rd day of November, 1941,

a Judgment was rendered by said Court in the above stated cause, wherein

JOHN DEERE PLOW CO., A Corporation

was Plaintiff and J. G. Boyd

was Defendant, in

favor of the said Plaintiff and against the said Defendant for the sum of \$232.60

DOLLARS,

and for the sum of \$35.80 DOLLARS,

the costs in said suit and that J. B. Blackburn

are the Attorneys of record for the Plaintiff in said cause.

Witness my hand this 16th day of May, 1942.

R. S. Duck

Clerk, Circuit Court, Baldwin County, Alabama.

THE STATE OF ALABAMA }
~~Montgomery~~ County
Baldwin

To any Sheriff of the State of Alabama—GREETING:

You are Hereby Commanded to Summon

G. J. BOYD

to appear before the Circuit Court of ~~Montgomery~~ Baldwin County, in and for said County, at the place of holding the same, within thirty days from the service of this summons and complaint, then and there to demur or plead to the complaint of

THE JOHN DEERE PLOW COMPANY OF ST. LOUIS, a corporation.

And you are hereby commanded to execute this process instanter and make return as required by law.

Witness my hand this 30th day of May 1941.

R. L. L. L. Clerk.

COMPLAINT

THE STATE OF ALABAMA
Baldwin
~~Montgomery~~ County

THE JOHN DEERE PLOW
COMPANY OF ST. LOUIS,
a corporation

Plaintiff

vs.

In the Circuit Court of ~~Montgomery~~ Baldwin County
Term, 194

G. J. BOYD

Defendant

1. The Plaintiff claim of the Defendant the following described personal property, to-wit:

One John Deere 7 ft. 24" single row potato digger with power drive.

2. The plaintiff claims of the defendant Thirty-five and no/100 (\$35.00) Dollars due by promissory note made by him in favor of T. B. Smith, dated June 15, 1939, payable November 1, 1939, with interest from date; and plaintiff avers that in and by said note the defendant agreed to pay a reasonable attorney's fee, and plaintiff claims Ten (\$10.00) Dollars additional as such fee, and plaintiff further avers that in and by said note defendant waived all right of exemption as to personal property. Plaintiff further avers that said note was negotiated in due course to plaintiff and that plaintiff is the holder of said note in due course.

3. The plaintiff claims of the defendant One Hundred Fifty and no/100 (\$150.00) Dollars due by promissory note made by him in favor of T. B. Smith, dated June 15, 1939, payable June 15, 1940, with interest from date; and plaintiff avers that in and by said note the defendant agreed to pay a reasonable attorney's fee, and plaintiff claims Thirty (\$30.00) Dollars additional as such fee, and plaintiff further avers that in and by said note defendant waived all right of exemption as to personal property. Plaintiff further avers that said note was negotiated in due course to plaintiff and that plaintiff is the holder of said note in due course.

J. B. Boyd
Attorneys for plaintiff

THE STATE OF ALABAMA

BALDWIN COUNTY

To the Sheriff of said County - GREETING:

The Plaintiff having given bond and made affidavit as required by law, you are hereby required to take the property mentioned in the complaint into your possession, unless the Defendant give bond, payable to the Plaintiff, with security in double value of the property, conditioned that the Defendant is cast in the suit he will, within thirty days thereafter, deliver the property to the Plaintiff, and pay all costs and damages which may accrue from the detention thereof.

WITNESS my hand this 30

day of May, A.D. 1941.

Clerk Circuit Court
Baldwin County, Alabama

Residual

No. 665

THE JOHN DEERE PLOW COMPANY
OF ST. LOUIS, a corporation

vs.

G. J. BOYD

CIRCUIT COURT
OF MONTGOMERY COUNTY
Baldwin

Term, 19

SUMMONS AND
COMPLAINT

Filed in office this 30th day of

May, A. D. 1941

Residual
Clerk.

W. R. Stuart
Ball & Ball Plaintiff's Attorney.

BROWN PRINTING CO., MONTGOMERY, ALA. 1940

Received in office 30th day of

May - 1941

W. R. Stuart Sheriff.

Executed by serving cop
of the within Summons and Complaint on
Defendant this the 31st day of

1941

May

W. R. Stuart Sheriff.

and by taking into
my possession the
within described
Property

W. R. Stuart
Sheriff

A. P. Pruitt
JS

The State of Alabama,
Montgomery County

KNOW ALL MEN BY THESE PRESENTS.

That we, The John Deere Plow Company of St. Louis, a corporation,
and undersigned surety,

are held and firmly bound unto G. J. Boyd

in the sum of Three Hundred and no/100- - - (\$300.00)- - - - - Dollars
for the payment of which 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, the 9 day of June A. D., 1941.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the said
The John Deere Plow Company of St. Louis, a corporation,
did on the 30th day of May A. D. 1941 sue out of the
Circuit Court of Baldwin County a writ in detinue, directed to any Sheriff of the
State of Alabama, and commanding him to take in his possession the following property sued for
in said action of detinue, to-wit: One John Deere 7 ft. 24" single row potato
digger with power drive,

which said writ was placed in the hands of H. R. Stuart, Sheriff of
the County of Baldwin on the 30th day of May A. D. 1941
and executed by him on the 31st day of May A. D. 1941, by taking into his
possession the following property, to-wit: One John Deere 7 ft. 24" single row
potato digger with power drive,

And whereas the said G. J. Boyd, defendant in said suit, has
failed and neglected for the space of five days from the taking into possession of said property, by
said H. R. Stuart Sheriff aforesaid to give bond and take possession of
said property as authorized by law.

of St. Louis, a corporation,
Now therefore, if the said The John Deere Plow Company, plaintiff in said suit, shall
deliver the above described property to the said G. J. Boyd defendant in
said suit, within thirty days after judgment, in case it shall fail to recover the same in its
said suit, together with damages for the detention of property and costs of suit, then and in that
event this obligation to be void, otherwise to remain in full force and effect.

Approved this the 9th day of

June 1941
H. R. Stuart
Sheriff of Baldwin County.

THE JOHN DEERE PLOW COMPANY (L. S.)
OF ST. LOUIS, a corporation
By C. B. Bann (L. S.)
AMERICAN SURETY COMPANY OF NEW YORK (L. S.)
By F. J. Bann
as its attorney in fact
as countersignor

648

The State of Alabama

MONTGOMERY COUNTY

Know all Men by these Presents, That we The John Deere Plow Company of St. Louis, a corporation, and undersigned surety,

are held and firmly bound unto G. J. Boyd

in the sum of Three Hundred and no/100- - - - (\$300.00)- - - - - Dollars.
to be paid to the said G. J. Boyd, his

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 and severally, and firmly, by these presents. Sealed with our seals, and dated this 28 day of May in the year of our Lord, One Thousand Nine Hundred and Forty-one.

The condition of the above obligations is such, That whereas the above bound The John Deere Plow Company of St. Louis, a corporation on the day of the date hereof, hath obtained at the suit of itself vs. G. J. Boyd

a Summons and Complaint for the recovery of personal chattels in specie against and asks an endorsement by the Clerk of this Court "That the Sheriff is required to take the property mentioned in said complaint into his possession," as required by law in such cases, which Summons and Complaint are returnable to the next term of the Circuit Court of ^{Barlow}Montgomery for said County and which said endorsement is made upon the Plaintiff entering into this Bond.

Now, if the said Plaintiff shall fail in this suit, and shall pay the Defendant all such costs and damages as it may sustain by reason of the wrongful complaint in said case, then this obligation to be void, otherwise to remain in full force and effect.

THE JOHN DEERE PLOW COMPANY (L. S.)
OF ST. LOUIS, a corporation
By W. B. Davis (L. S.)

American Surety Company of New York (L. S.)

By: Arthur J. Barry
as its attorney in fact

Approved this 30th

day of May

1941

Clerk.

B. P. Gunn
as countersignor

The State of Alabama
Montgomery County

Before me, ~~JOHN H. MANNING, Clerk of the Circuit Court of Montgomery County, in and for said county,~~ a Notary Public in and for said State and County, personally appeared Fred S. Ball, Jr. *attorney for John Deere Plow Co. of St. Louis* who being duly sworn, deposeth and saith, That the property sued for in the complaint of The John Deere Plow Company of St. Louis, a corporation, vs. G. J. Boyd, to-wit:

One John Deere 7 ft. 24" single row potato digger with power drive.

belongs to The John Deere Plow Company of St. Louis, a corporation, the said Plaintiff.

Sworn to and subscribed before me this 28 day of May 1941

Myrl C. Story
Notary Public
Montgomery County, Alabama

~~Clerk~~

John B. Boyd

668
DETINUE BOND AND
AFFIDAVIT

THE JOHN DEERE PLOW COMPANY
OF ST. LOUIS, a corporation

vs.

G. J. BOYD

BALDWIN
Circuit Court of Montgomery
County

Filed in office

3rd day of May, 1941

R. S. Dyer
Clerk.

THE JOHN DEERE PLOW COMPANY
OF ST. LOUIS, A Corporation

Plaintiff,

-vs-

G. J. BOYD,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

Comes the Defendant in the above styled cause and demurs to
Count One, Count Two, and Count Three of the Complaint filed in said cause and
as grounds therefor says:

FIRST

That said Complaint does not state a cause of action.

SECOND


That said Complaint is vague and indefinite.

THIRD

That the Plaintiff has attempted in all counts to join more
than one cause of action.

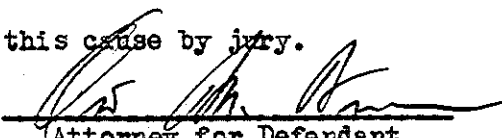
FOURTH

That the Plaintiff has attempted to join in Count Two and
Count Three a suit on a promissory waive note and also a suit in detinue.


Attorney for Defendant

Defendant demands a trial of

this cause by jury.


Attorney for Defendant

THE JOHN DEERE PLOW COMPANY
OF ST. LOUIS, A Corporation

Plaintiff,

-vs-

G. J. BOYD,

Defendant.

of record has since been made at the time of the trial and the jury has found in favor of the plaintiff.

*Filed July 8, 1941
R. S. Duck, Clerk.*

ORVIS M. BROWN
ATTORNEY FOR DEFENDANT
ROBERTSDALE, ALABAMA.

and the jury has since been made at the time of the trial and the jury has found in favor of the plaintiff.

and the jury has since been made at the time of the trial and the jury has found in favor of the plaintiff.

and the jury has since been made at the time of the trial and the jury has found in favor of the plaintiff.

and the jury has since been made at the time of the trial and the jury has found in favor of the plaintiff.

and the jury has since been made at the time of the trial and the jury has found in favor of the plaintiff.

and the jury has since been made at the time of the trial and the jury has found in favor of the plaintiff.

and the jury has since been made at the time of the trial and the jury has found in favor of the plaintiff.

and the jury has since been made at the time of the trial and the jury has found in favor of the plaintiff.

The State of Alabama,

CIRCUIT COURT

Baldwin COUNTY.

No. 668

November

Term, 19 11

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

You Are Hereby Commanded, That of the goods and chattels, lands and tenements of

J. C. BOYD, Defendant, you cause to be made the sum of \$232.60 DOLLARS

which JOHN DEERE PLOW CO, a corporation, Plaintiff,

recovered of J. C. BOYD

on the 3rd day of November, 1911, by the Judgment of our Circuit Court held for the County of Baldwin, besides the sum of \$268. \$35.80 DOLLARS,

costs of suit, and have the same to render to said, and make return of this Writ and the execution thereof, according to law.

Interest from, 19, to, 19.

Witness, my hand this 15th day of December, 19 11

Clerk.

CLERK'S FEES	Amount	SHERIFF'S FEES	Amount
Issuing Summons and Complaint	\$1.25	Serving and Returning Summons	\$1.50
Issuing copies of same	.30	Serving and Returning Writs	1.30
Issuing Branch Summons and Complaint	1.25	Serving and Returning Subs. for Wit.	.65
Issuing copies of same	.30	Levying Attachment	3.00
Entering Sheriff's Return or copy of above	.20	Entering and Returning Attachment	.25
Docketing Cause	.25	Summoning and Returning Garnishee	1.50
Entering Appearances	.20	Serving and Returning Sci. Fas. Notices	1.50
Filing Pleas Demurrers	.10	Impaneling Jury	.75
Affidavits, Certified	.25	Collecting Cost, Execution	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 Witnesses	.30	Making Deed	5.00
Trail and Incidents	.75	Collecting Money on Execution	
Entering Judgment	.30	Writ of Restitution	2.00
Issuing Execution	.50	Sheriff's Commissions	
Entering Sheriff's Return of Execution	.20	Sheriff's Deed	
Issuing Certiorari Sci. Fas.	.75	Seizing Personal Property in Detinue	3.00
Filing Certiorari, etc.	.15		
Issuing Notices	.75	Former Sheriff's Fees	
Issuing copies of same	.50	Total Sheriff's Fees	7 70
Taking Bonds	.75	WAIVER NO WAIVER	
Filing Bonds	.10	Recapitulation	
Issuing Attachment Writ and taking Bond	1.00	Judgment for Pltf for	232 60
Filing Attachments	.10	Interest from	
Summons of Garnishee	.50	Damages	
Swearing and Ent. Answer of Garnishee		Clerk's Fees	11 40
Complete Record, 15c per 100 words	4 00	Sheriff's Fees	7 70
Transcript to Supreme Court		Justice of Peace Fees	
Certificate of Appeal to Supreme Court	.75	Witness Fees in Justice of Peace Court	
Notices of Appeal	.75	Constable's Fees	
Appeal Bond	.75	Commissioner's Fees	
Certificate of Judgment	.50	Commissioners Residence	
Witness Certificates	.25	Printer's Fees	
		Garnishee's Fees	
		Witness Fees in Circuit Court	13 70
		Former Clerk's Fees	
		Trial Tax	3 0 0
Total Clerk's Fees	12 40	Total Fees	268 40

John W. P. Co.

vs.

S. J. Boyd:

Cons the Vepdat by his attorney
and suggests that the suit arises under a local
John interest, ~~at~~

Chas. H. Brown for
Vepdat.

6608


Find 2005 174)
P. 100-
V. 100-

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE SOUTHERN DISTRICT OF ALABAMA,
SOUTHERN DIVISION

IN THE MATTER OF :
GERALD JEROME BOYD, : NUMBER 5892
BANKRUPT : IN BANKRUPTCY
TO R. S. DUCK, ESQUIRE,
CLERK CIRCUIT COURT OF BALDWIN COUNTY,
BAY MINETTE, ALABAMA.

Said Gerald Jerome Boyd of Robertsdale, Baldwin County, was duly adjudged a bankrupt on the 10th. day of February, 1942, and in response to an order to his employer, Louisville & Nashville Railroad Company, Mobile Division, there has been paid into this court wages due him for services rendered in the last fifteen days of January; wages earned during the first nine days of February likewise to be paid into this court when certain office routine of the employer corporation has been carried out. The employer's return reports that there is pending in your court a garnishment proceeding-affecting the wages paid into court and to be paid, in which The John Deere Plow Co. of St. Louis, Mo, is plaintiff.

Mobile, Alabama, February 22, 1942


REFEREE IN BANKRUPTCY

John W. Moore & Co.

vs.

G. J. - Wright

Comes the Defendant and for Answer Pleads
Not Guilty.

Wm. H. Moore, atty
for Def.

665

8967

Filed Nov 3/1941
O. S. Krich
Clair

CIVIL SUBPOENA—ORIGINAL—In case witness shall wish to charge for attendance, he shall produce to the Clerk in term this
Subpoena, or within five days after adjournment of Court, else he shall be barred. Times Prtg. Co., Bay Minette.

THE STATE OF ALABAMA
BALDWIN COUNTY

} Case No. 668 Nov Term, 1941

To any Sheriff of the State of Alabama, GREETING:

You are hereby commanded to summon W. O. Harper, A. F. Smith
J. M. Burns -
if to be found in your County, at the instance of the Pety -

to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House there-
of, by _____ o'clock of the forenoon, on the 3 day of Nov, 1941

and from day to day and term to term of said Court until discharged by law, then and there to testify, and

the truth to say, in a certain cause pending, wherein John Deere Plow Co Plaintiff
and J. Boyd Defendant.

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

Given under my hand and seal, this 3 day of Nov, 1941

P. S. Leach Clerk

Received in office this 2 day of

Nov

194

W R Stout

SHERIFF

I have executed this writ

by returning
in full

[Signature]

SHERIFF

ORIGINAL

No. 668

Page

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

John Leere Plow Co.

Plaintiff

VS.

G. J. Boyd

Defendant

CIVIL SUBPOENA

Issued this 3 day of

Nov

194

R. S. Luck

Clerk.

LOUISVILLE & NASHVILLE RAILROAD COMPANY
OFFICE OF THE SUPERINTENDENT

Mobile, Ala February 12th, 1942.

IN YOUR REPLY REFER
TO DATE AND FILE NO.

108-1526

Circuit Court of Baldwin County,
Bay Minette, Alabama

Gentlemen:-

Refer to the garnishment case of The John
Deere Plow Company of St. Louis, vs G. J. Boyd, Welder
Helper, employed by L&NRRCo.

Probably you have already been served notice, but
I thought best to advise you that this man has become a
Bankrupt at Mobile, and the Bankrupt Court has ordered that I
pay into that Court here all earnings prior to February 10th,
1942.

I judge above indebtedness has been scheduled; at any
rate, I will not have anything to answer on the garnishment,
because of the Bankrupt Order.

Yours truly,


D. E. Beatty,
Superintendent

mca

The State of Alabama, }
BALDWIN COUNTY

CIRCUIT COURT. (LAW)

November

Term, 1941

THE JOHN DEERE PLOW COMPANY OF ST. LOUIS
A Corp.,

No. 668 vs.

G. J. BOYD

BILL OF COSTS

CLERK'S FEES:	AMOUNT	SUMMARY OF FEES, COSTS, AND JUDGMENT	AMOUNT
Fees in Circuit Court—		Fees and Costs in Circuit Court:	
Docketing Cause, One Fee only of.....	25	Clerk's Fees	13 05
Issuing Summ. and Complt., each.....	1 25	Ex-Clerk's Fees	10 75
Issuing Alias or Branch Summons & Complaint, each.....	30	Sheriff's Fees	
Making Copies Thereof, Minimum, each	20	Ex-Sheriff's Fees	13 70
Making Copies Thereof, over 200 Words, per 100 words.....	20	Witness Fees	
Entering Sheriff's Returns, each	20	Commissioner's Fees	
Entering Appearances, each	20	.....
Certifying Affidavits, each	1 00	Garnishee's Fees	
Issuing Attachments with Bond, each		Publisher's Fees	
Orders of Publication, each .....		.....
Copy of Same, each		Court Reporter's Fees, Per Day or fraction thereof	3 00
Issuing Summ. to Garnishee, each		Trial Tax	
Copy of Same, Per 100 Words	1 05	.....
Swearing Garnishee, Etc., Per 100 words, .15, Minimum .....		.....
Release of Garnishee, each .....		.....
Issuing Scire Facias or Similar Notice, each .....		.....
Copies of Same, Per 100 Words.....		.....
Making Copy of Interrogatories, Per 100 Words, .15; Minimum .....		.....
Commission to Take Depositions, each .....		.....
Filing Depositions, Each Pkg., .....		.....
Endorsing Each Package of Depositions Opened .....		.....
Issuing Subpoenas, Each	90	.....
Issuing Witness Certificates, each.....	75	.....
Entering Continuances, each	40	.....
Filing Papers, each	30	.....
Other Orders of Court, each	75	.....
Trial and Incidents	30	.....
Entering Judgment, each	4 00	.....
Complete Record, Per 100 Words .....		.....
Taking Bonds, each	50	.....
Certificate of Appeal	20	.....
Transcript to Supreme Court, Per 100 Words	50	.....
Additional Copies of Same, Per 100 Words	25	.....
Issuing Executions or Copy Thereof, each	50	.....
Entering Sheriff's Return, Per 100 Words, .15; Minimum	25	.....
Certificate of Judgment	50	.....
.....		
Total Clerk's Fees	13 05	.....
SHERIFF'S FEES:		.....
Serving and Returning Summons or Writ, each	1 50	.....
Levying Attachment, each	25	.....
Entering and Returning Same, each	3 00	.....
Seizing Personal Property Under Writ of Detinue	1 00	.....
Taking and Approving Bonds, each.....	1 50	.....
Summoning Garnishee and Return, each	1 50	.....
Serving and Returning Sci. Fa. or Notice, Each	1 95	.....
Serving and Returning Subpoenas, each .....		.....
Serving Contempt Attachment, each .....		.....
Impanelling Jury.....		.....
Collecting Execution for Costs Only, each.....		.....
Coms. for Collecting Money on Executions .....		.....
Executing Writs of Possession, each.....		.....
Making Deed to Real Estate Sold, each.	25	.....
Entering return of Execution .....		.....
.....		
Total Sheriff's Fees	10 75	.....

~~44.~~