

MYRTLE W. BREWTON,
Plaintiff

VS

ELLIS L. MALONE and MYRTIS MALONE,
Defendants

Notice is hereby given that MYRTLE W. BREWTON has this day filed in the Circuit Court of Baldwin County, Alabama, a suit on account and has in support of said suit caused and attachment to be issued and levied upon real property of the Defendants namely:

Said attachment is applied for upon the grounds that the Defendants are about to fraudulently dispose of their property and are about to remove from the State of Alabama so that Plaintiff will be deprived of the power to collect her debt. All persons are hereby notified of the lien of this attachment and if interested in said realty to take proper steps to protect themselves against debt of the foresaid and the cost of the legal proceedings.

July 3rd 1946

R. L. Luck

MYRTLE W. BREWTON

By *Rickarby & Rickarby*
Her Attorneys

STATE OF ALABAMA, BALDWIN COUNTY
Filed *July 3, 1946* 8:11 A.M.
Recorded *Per Clerk* book *2* page *92*
W. R. Stewart
Judge of Probate

975-

7-3-46

MYRTLE W. BREWTON,
Plaintiff, 31

versus

ELLIS L. MALONE et al 17
Defendants.

LIS PENDENS NOTICE.

2-92

R-30

Mr. Duck

The State of Alabama, }
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA;

WHEREAS, MYRTLE W. BREWTON,

Robert S. Duck,
bath complained on oath to me, ~~THOMAS RICHARDSON~~, Clerk of Circuit Court of Baldwin County,
Ala., that ELLIS L. MALONE and MYRTIS MALONE are

is justly indebted to the Plaintiff

MYRTLE W. BREWTON

in the sum of TWO HUNDRED AND NINETY

Dollars, and

having made affidavit and given bond
as required by law, in such cases, you are hereby commanded to attach so much of the estate of

ELLIS L. MALONE AND MYRTIS MALONE

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 pro-
ceedings 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 the last Monday of September
1946 next; when and where you must make known to said Court how
you have executed this Writ,

WITNESS, my hand, this 3rd day of July A. D. 1946

R. S. Duck Clerk.

July 4 1946
Ellis Malone not
found in Baldwin
County

C.E. Harrell
H. F. Hall Deputy

No. 975-

ATTACHMENT

MYRTLE W. BREWTON,

Vs. } Attachment

ELLIS L. MALONE et al

Issued July 3rd 1946.

Moore Printing Co. Bay Minette, Ala.

MYRTLE W. BREWTON
Plaintiff

LAW

VS

Circuit Court of

Baldwin County, Alabama

ELLIS L. MALONE et al

TO

ELLIS L. MALONE:

You are hereby notified that at
the instance of the Plaintiff in the above styled cause
who has made affidavit and given bond as required by law,
I have levied an attachment upon lands in Baldwin County
the title to which stands in your name, viz:

N. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ Section 15
Township 6S. Range 3 East

B. E. Barrett

Sheriff, Baldwin County, Alabama

MYRTLE W. BREWTON

VS

ELLIS L. MALONE et al

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The State of Alabama, }
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA;

WHEREAS, MYRTLE W. BREWTON,

Robert S. Duck,
hath complained on oath to me, ~~THOMAS RICHARDSON~~, Clerk of Circuit Court of Baldwin County,
Ala., that ELLIS L. MALONE and MYRTIS MALONE are

is justly indebted to the Plaintiff

MYRTLE W. BREWTON

in the sum of TWO HUNDRED AND NINETY Dollars, and

having made affidavit and given bond
as required by law, in such cases, you are hereby commanded to attach so much of the estate of

ELLIS L. MALONE AND MYRTIS MALONE

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 pro-
ceedings 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 the last Monday of

September 1946 next; when and where you must make known to said Court how
you have executed this Writ,

WITNESS, my hand, this 2nd day of July, A. D. 1946

W. H. H. H. Clerk.

Executed July 4 19 46
by serving copy of within Summons and
Complaint on

Myrtle Malone

C E Garrett Sheriff
H F Hall Deputy Sheriff

No. 975

ATTACHMENT

MYRTLE W. BREWTON,

Vs. } Attachment

ELLIS L. MALONE,
etal

Issued July 1946

Moore Printing Co. Bay Minette, Ala.

RECEIPT IS HEREBY ACKNOWLEDGED of check of Robert S. Duck, Clerk for Two Hundred and Ninety Dollars in full settlement of the claim of Myrtle W. Brewton VS Ellis L. and Myrtis Malone, suit for which is filed in the Circuit Court of Baldwin County and notice of lis pendens recorded in the Probate Court.

Authority is here given to said Robert S. Duck to enter on the records of the Probate Court in our names as attorneys for Plaintiff full satisfaction of the debt to secure which said lis pendens notice was filed and to declare said notice vacated.

Dated at Fairhope, Alabama this 18th day of July, 1946.

Rickards & Rickards
Attorneys for Myrtle W. Brewton

CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

To any SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon ELLIS L. MALONE and MYRTIS MALONE to appear and plead, answer or demur, within thirty days from the service hereof, to the Complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against ELLIS L. MALONE and MYRTIS MALONE, Defendants by MYRTLE W. BREWTON, Plaintiff.

WITNESS my hand this 2nd day of July, 1946.

Refuck
Clerk

C O M P L A I N T

FIRST: The Plaintiff claims of the Defendants the sum of TWO HUNDRED and NINETY DOLLARS for goods, wares and merchandise sold by the Plaintiff to the Defendants on twit January 28, 1946.

SECOND: The Plaintiff claims of the Defendants the further sum of TWO HUNDRED AND NINETY DOLLARS due from them by account, on, twit: the 28th day of May 1946.

All of which sums, with the interest thereon are still due and unpaid.

The debt for the payment of which this suit is filed is evidenced by itemized and verified account filed herewith.

Richarby & Richarby
Attorneys for Plaintiff.

920

MYRTLE W. BREWTON
Plaintiff

VS

ELLIS L. MALONE
Et Al

Summons and Complaint

Filed July 22 1946
R. H. [Signature]
Clerk

The State of Alabama, {
Baldwin County.

CIRCUIT COURT AT BAY MINETTE, ALA.

Know all Men by these Presents, That we, MYRTLE W. BREWTON

as Principal and Willard F. Forsyth and

as sureties, of the County of Baldwin

are held and firmly bound unto ELLIS L. MALONE and MYRTIS MALONE

in the sum of SIX HUNDRED Dollars, to

be paid to the said Ellis L. Malone and Myrtis Malone, their

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, firmly by these presents.

Sealed with our seals and dated the 1st day of JULY, 1946

The Condition of this Obligation is such:

That whereas, the above bounden, Myrtle W. Brewton

hereof, prayed an Attachment at the suit of herself

against the estate of above named

Ellis L. Malone and Myrtis Malone

for the sum of TWO HUNDRED AND NINETY Dollars, and hath obtained the same, returnable to the Circuit Court of Baldwin County:

Now, if the said Myrtle W. Brewton should prosecute said Attachment to effect, and pay the said Defendant all such damages as they may sustain by the wrongful or vexatious suing out said Attachment, then the above obligation to be void; otherwise to remain in full force and effect.

And we and each of us hereby waive all rights of claims of exemption we or either of us have now, or may hereafter have, under the Constitution and Laws of the State of Alabama.

Signed, Sealed, and delivered the date above written.

Myrtle W. Brewton (Seal)

Willard F. Forsyth (Seal)

John O. Brown (Seal)

(Seal)

Approved, this 3rd day of JULY, 1946.

R. H. Snel, Clerk.

The State of Alabama, }

Baldwin County.

CIRCUIT COURT AT BAY MINETTE, ALA.

Before me, ~~the undersigned Notary Public~~
in and for said County, personally appeared Myrtle W. Brewton
who, being duly sworn, on oath saith that Ellis L. Malone and Myrtis Malone are
justly indebted to
her

in the sum of Two Hundred and Ninety Dollars, which said
amount is justly due after allowing all just offsets and discounts, and that the said Ellis and
Myrtis Malone are about to remove out of the State of Alabama; that
they are about to remove their property out of the state so that...
Plaintiff will probably lose her debt; that defendants have fraud-
ulently disposed of their property except realty and are about to
fraudulently dispose of this,

and that this Attachment is not sued out for the purpose of vexing or harassing the Defendant, or
other improper motive.

Subscribed and sworn to before me this 1st day of July 1946.

Myrtle A. Brewton
Helene B. Rindley
Notary Public, Baldwin County, Ala.

RECORDED

No.

The State of Alabama,

Baldwin County.

CIRCUIT COURT

AT BAY MINETTE, ALA.

MYRTLE W. BREWTON
Plaintiff

VS

ELLIS L. MALONE and

MYRTIS MALONE.
Defendants

Attachment Bond and Affidavit

Filed this the 3d day

of July 1946

Clerk.

Richard B. Rindley
Attorney.

CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

To any SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon ELLIS L. MALONE and MYRTIS MALONE to appear and plead, answer or demur, within thirty days from the service hereof, to the Complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against ELLIS L. MALONE and MYRTIS MALONE, Defendants by MYRTLE W. BREWTON, Plaintiff.

WITNESS my hand this ~~28~~ day of July, 1946.

Refused
Clerk

C O M P L A I N T

FIRST: The Plaintiff claims of the Defendants the sum of TWO HUNDRED and NINETY DOLLARS for goods, wares and merchandise sold by the Plaintiff to the Defendants on towit January 28, 1946.

SECOND: The Plaintiff claims of the Defendants the further sum of TWO HUNDRED AND NINETY DOLLARS due from them by account, on, towit: the 28th day of May 1946.

All of which sums, with the interest thereon are still due and unpaid.

The debt for the payment of which this suit is filed is evidenced by itemized and verified account filed herewith.

Reinhold & Reinhold
Attorneys for Plaintiff.

975-

July 10 1946
copy of within Summons and
Complaint on

MYRTLE W. BREWTON
Plaintiff

VS

ELLIS L. MALONE
Et Al

Summons and Complaint

Martin Malone

C. E. Garrett Sheriff
H. F. Hall Deputy Sheriff

Filed July 3-1946
R. H. Hall
Clint