

1032

STATE OF ALABAMA
BALDWIN COUNTY

IN THE CIRCUIT COURT IN
LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Walter Wilson 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 same, then and there to answer the complaint of Peoples Fertilizer Company, a corporation.

Witness my hand this 18th day of February, 1947.

Alice J. Duck
Clerk.

COMPLAINT

PEOPLES FERTILIZER COMPANY,)	IN THE CIRCUIT COURT OF
a corporation,)	
)	BALDWIN COUNTY, ALABAMA.
Plaintiff,)	
)	LAW SIDE.
VS.)	
)	
WALTER WILSON,)	
)	
Defendant.)	

COUNT ONE

The Plaintiff claims of the Defendant \$207.93, due from him by account on the 26th day of February, 1946, which sum of money, together with interest thereon, is due and unpaid.

COUNT TWO

The Plaintiff claims of the Defendant \$207.93, due from him on account stated between the Plaintiff and the Defendant, on, to-wit, the 26th day of February, 1946, which sum of money, together with interest thereon, is due and unpaid.

COUNT THREE

The Plaintiff claims of the Defendant the sum of \$207.93, due from him for merchandise, goods and chattels, sold by the Plaintiff to the Defendant on, to-wit, the 26th day of February,

1946, which sum of money, together with interest thereon, is still due and unpaid.


Attorneys for Plaintiff.

An itemized, verified
statement of the account
sued on is attached hereto,
marked Exhibit "A" and made
a part hereof.


Attorneys for Plaintiff.

EXHIBIT "A"

WALTER WILSON IN ACCOUNT WITH PEOPLES FERTILIZER COMPANY.


February 26, 1946, four tons of 4-10-7 Fertilizer
at \$35.22 a ton.....\$140.88
February 26, 1946, 1.5 tons of Soda at \$44.70 a ton.. 67.05
TOTAL.....\$207.93

STATE OF ALABAMA

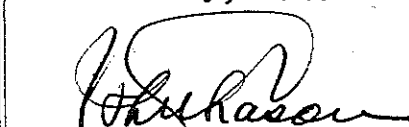
BALDWIN COUNTY

Before me, John Chason, a Notary Public in and
for said State and County, personally appeared W. R. Stuart, who
is known to me and who after being by me first duly and legally
sworn doth depose and say, under oath, as follows:-

That his name is W. R. Stuart; that he is
President of and Agent for the Peoples Fertilizer Company, a
corporation, and as such is duly authorized to make this Affidavit;
that the annexed itemized statement of the account due by Walter
Wilson to the Peoples Fertilizer Company, a corporation, is true
and correct, after allowing all just credits and that the said
sum of \$207.93, together with interest thereon is due and unpaid.



Sworn to and subscribed
before me this 18th day
of February, 1947.



Notary Public, Baldwin County,
Alabama.

SUMMONS AND COMPLAINT

PEOPLES FERTILIZER COMPANY,
a corporation,

Plaintiff,

VS.

WALTER WILSON,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
LAW SIDE.

Filed February 18, 1947.

Alice J. Duck
Clerk.

LAW OFFICES
HYBART & CHASON
Bay Minette, Alabama

STATE OF ALABAMA
BALDWIN COUNTY

IN THE CIRCUIT COURT IN
LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Walter Wilson 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 same, then and there to answer the complaint of Peoples Fertilizer Company, a corporation.

Witness my hand this 18th day of February, 1947.

Alice J. Luck
Clerk.

COMPLAINT

PEOPLES FERTILIZER COMPANY, a corporation,)	IN THE CIRCUIT COURT OF
)	BALDWIN COUNTY, ALABAMA.
Plaintiff,)	LAW SIDE.
VS.)	
WALTER WILSON,)	
Defendant.)	

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The Plaintiff claims of the Defendant \$207.93, due from him on account stated between the Plaintiff and the Defendant, on, to-wit, the 26th day of February, 1946, which sum of money, together with interest thereon, is due and unpaid.

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The Plaintiff claims of the Defendant the sum of \$207.93, due from him for merchandise, goods and chattels, sold by the Plaintiff to the Defendant on, to-wit, the 26th day of February,

1946, which sum of money, together with interest thereon, is still due and unpaid.


Attorneys for Plaintiff.

An itemized, verified statement of the account sued on is attached hereto, marked Exhibit "A" and made a part hereof.

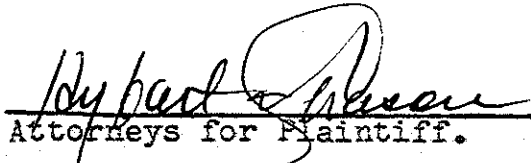

Attorneys for Plaintiff.

EXHIBIT "A"

WALTER WILSON IN ACCOUNT WITH PEOPLES FERTILIZER COMPANY.

February 26, 1946, four tons of 4-10-7 Fertilizer
at \$35.22 a ton.....\$140.88
February 26, 1946, 1.5 tons of Soda at \$44.70 a ton.. 67.05
TOTAL.....\$207.93

STATE OF ALABAMA

BALDWIN COUNTY

Before me, John Chason, a Notary Public in and
for said State and County, personally appeared W. R. Stuart, who
is known to me and who after being by me first duly and legally
sworn doth depose and say, under oath, as follows:-

That his name is W. R. Stuart; that he is
President of and Agent for the Peoples Fertilizer Company, a
corporation, and as such is duly authorized to make this Affidavit;
that the annexed itemized statement of the account due by Walter
Wilson to the Peoples Fertilizer Company, a corporation, is true
and correct, after allowing all just credits and that the said
sum of \$207.93, together with interest thereon is due and unpaid.

W R Stuart

Sworn to and subscribed
before me this 18th day
of February, 1947.

John Chason
Notary Public, Baldwin County,
Alabama

SUMMONS AND COMPLAINT

PEOPLES FERTILIZER COMPANY,
a corporation,

Plaintiff,

vs.

WALTER WILSON,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

JVM SIDE.

Filed February 18, 1947.

W. R. Stuart
Clerk

SUMMONS AND COMPLAINT

PEOPLES FERTILIZER COMPANY,
a corporation,

Plaintiff,

VS.

WALTER WILSON,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
LAW SIDE.

Filed February 18, 1947.

Alice J. Luck
Clerk.

Notary Public, Baldwin County, Alabama

of February, 1947.

before me this 18th day

Sworn to and subscribed

Walter Wilson

sum of \$207.03 together with interest thereon is due and unpaid
and correct after allowing all just credits and that the said
Wilson to the Peoples Fertilizer Company's corporation is true
that the annexed itemized statement of the account due by Walter
corporation, and as such is duly authorized to make this affidavit.

President of and Agent for the Peoples Fertilizer Company, a
that his name is W. R. Squire; that he is

sworn both before and say under oath as follows:-
is known to me and who after being by me first duly and legally
for said State and County, personally appeared W. R. Squire, who
before me, John O'neal, a Notary Public in and

BALDWIN COUNTY

STATE OF ALABAMA

February 18, 1947, I, J. O'neal, do hereby certify that the sum of \$207.03
is due and unpaid to the Peoples Fertilizer Company, a corporation,
of February, 1947, for the sum of \$207.03 and interest thereon.

WALTER WILSON IN ACCOUNT WITH PEOPLES FERTILIZER COMPANY.

EXHIBIT "A"

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

Whereas the Peoples Fertilizer Company, a corporation, hath complained on oath, to me, Alice J. Duck as Clerk of the Circuit Court of Baldwin County, Alabama, that Walter Wilson is justly indebted to the Plaintiff in the sum of \$207.93, together with interest thereon, and the Plaintiff having made Affidavit and elected not to give bond, as required by law, you are hereby commanded to attach so much of the estate of Walter Wilson as will be of value to satisfy the said debt and costs, according to the Complaint; and such estate, unless replevied, so to secure that the same may be liable to further proceedings thereon, to be had in the Circuit Court for Baldwin County, Alabama, to be held at the Courthouse thereof; when and where you must make known how you have executed this Writ.

Witness my hand and seal as Clerk of the Circuit Court, of Baldwin County, Alabama, this 18th day of February, 1947.

Alice J. Duck
Clerk.

Alice J. Duck
Clerk.

Filed February 18, 1947

FOR SIDE

BALDWIN COUNTY, ALABAMA,

IN THE CIRCUIT COURT OF

Defendant.

Plaintiff.

AS

Plaintiff.

is corroborated by
Peoples Fertilizer Company,

WIT OF ATTACHMENT

PEOPLES FERTILIZER COMPANY,
A Corporation,

Plaintiff,

-VS-

WALTER WILSON,

Defendant.

)
) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA,

) LAW SIDE.
)
)

On the 29th day of September, 1947, came the Plaintiff by its attorney and made proof that an Affidavit was made by the Plaintiff at the commencement of this suit, that the Defendant was a non-resident of the State of Alabama and resided at 937 Adams Street, Ocala, Florida. That an Attachment was issued out of this Court on the 18th day of February, 1947, and by the Sheriff of Baldwin County, Alabama, was levied on the following described real estate situated in said County, to-wit:- The East Half of Northwest Quarter of Northwest Quarter and Southwest Quarter of Northwest Quarter of Section Seven, Township Five South, Range Four East, as the property of the Defendant, which Writ of Attachment was duly returned to the Clerk of this Court on the 19th day of February, 1947. Whereupon, the Clerk of this Court caused the notice of this Attachment and levied on the Defendant's property to be advertised once a week for three successive weeks in the Baldwin Times, a newspaper published in said County, said advertisement appearing in the said Baldwin Times in its issues dated April 3, 10 and 17, 1947, and that the Clerk of this Court mailed a copy of said newspaper containing said publication to the Defendant at 937 Adams Street, Ocala, Florida, and more than thirty days having elapsed since April 17, 1947, the Defendant being called, came not, but made default as to these proceedings; and this action being founded upon an open account, testimony was taken to prove said account, the Plaintiff's demand, and the same being heard and considered by the Court, it is ordered and adjudged that the Plaintiff have and recover of the Defendant the sum of \$227.68, and his costs in this behalf expended.

It is further ordered and adjudged that the aforesaid property, which was levied upon under the aforesaid Writ of Attachment, be condemned for the satisfaction of Plaintiff's demand, or so much thereof as will satisfy the same.

It is further ordered and adjudged that the Sheriff of Baldwin County, Alabama, will proceed to sell the aforesaid real estate at public outcry, in front of the Court House door of Baldwin County, Alabama, during the legal hours of sale, after giving due notice of said sale as provided by the Statutes, to the highest bidder, for cash, the proceeds of said sale to be applied to the payment of the demand of the Plaintiff, or so much thereof as will satisfy the same.

The State of Alabama,
Baldwin County

CIRCUIT COURT,

No. 1032

Sept TERM, 1947

To Any Sheriff of the State of Alabama—GREETING:

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

Walter Wilson

which were levied on by you, on the 19 day of Feb- 1947, by virtue of a writ of attachment issued out of the Circuit Court, to-wit: Bk 7 NW 1/4

Wmky and Sub 7 NW 1/4 Sec 7 RP 55 R46

you cause to be made the sum of Two Hundred Twenty Six 60/ Dollars, which Peoples Fertilizer Co, a Corp. recovered of Walter Wilson on the 29 day of Sept. 1947, by the judg-

ment of the Circuit Court of Baldwin County, besides costs of suit, and said property ordered

to be sold in satisfaction thereof and have the

same to render to the said

and make return of this writ, and the execution thereof, according to law.

Witness my hand, this day of 19

Clerk.

BILL OF COSTS

CLERK'S FEES		Dollars	Cts.	AMOUNT BROUGHT FORWARD		\$
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			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 100 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 hundred words.....		
Issuing copy of same.....	50			Filing Mandamus and Entering Return.....	15	
Entering Sheriff's Return on Execution, 15c per 100 words	20			Issuing Writ of Mandamus.....	75	
Final Record, 15c per 100 words.....				Issuing copies of same, 15c per hundred words.....		
Order for Alias Summons and Complaint.....	30			Total Clerk's Fees.....		
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 100 words				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, 15c per 100 words.....				Taking and Approving Defendant's Detinue Bond.....	1 00	
Issuing Copy of Interrogatories, 15c per 100 words, but not less than				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.....		
Summons to Garnishee.....	50			Empanneling Jury.....	75	
Copies of same, 20c per 100 words.....				Sheriff's Commission for Property Sold under Attachment.....		
Notice to Defendant in Garnishee on Summons, and copy, 20c per hundred words				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.....		
Filing Attachment.....	10			RECAPITULATION		
Issuing Attachment Writ and Taking Bond.....	1 00			Judgment.....		
Issuing copies of Attachment Writ, 15c per 100 words				Interest.....		
Filing Certiorari and Entering Return.....	15			Clerk's Fees.....		
Taking Certiorari Bond and Filing Same.....	75			Sheriff's Fees.....		
Issuing Writ of Certiorari.....	75			Justice's Fees.....		
Issuing copies of same, 15c per hundred words.....				Constable's Fees.....		
Issuing Writ of Sciens Facias or Notice in Nature of	75			Witnesses' Fees.....		
Issuing Copies of same, 15c per hundred words.....				Commissioner's Fees.....		
Taking Supersedas 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.....		
				Trial Tax.....	3 00	
				Total.....	\$	

Received Payment this day of 19

ATTEST

Clerk of Circuit Court, Baldwin County, Ala.

PEOPLES FERTILIZER COMPANY,
a corporation,

Plaintiff

VS.

WALTER WILSON,

Defendant.

) IN THE CIRCUIT COURT OF
) BALDWIN COUNTY, ALABAMA,
) LAW SIDE.
)
)
)

STATE OF ALABAMA

BALDWIN COUNTY

Before me, John Chason, a Notary Public, in and for said State and County, personally appeared W. R. Stuart, who is known to me and who after being by me first duly and legally sworn doth depose and say, under oath, as follows:-

That his name is W. R. Stuart; that he is President of and Agent for the Peoples Fertilizer Company, a corporation, and as such is duly authorized to make this Affidavit; that Walter Wilson is justly indebted to the Peoples Fertilizer Company, a corporation, in the sum of \$207.93, together with interest thereon; after allowing all just credits and offsets; that Walter Wilson is a non-resident of the State of Alabama; that the attachment to be issued in the above styled cause is not sued out for the purpose of vexing or harassing the said Walter Wilson; that the Plaintiff in the above styled cause elects not to give bond.

W. R. Stuart

Sworn to and subscribed
before me a Notary Public
this 18th day of February,

1947.

John Chason
Notary Public, Baldwin County,
Alabama.

1032.

AFFIDAVIT OF ATTACHMENT

PEOPLES FERTILIZER COMPANY,
a corporation,

Plaintiff,

VS.

WALTER WILSON,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
LAW SIDE.

Filed February 18, 1947

Alice J. Luck
Clerk.

The **BALDWIN**
Times
ALABAMA'S BEST COUNTY'S- BEST NEWSPAPER
BAY MINETTE, ALABAMA

LEGAL NOTICE

In the Circuit Court of Baldwin County, Alabama, Law Side.
PEOPLES FERTILIZER COMPANY,
a Corporation, Plaintiff, Vs.
WALTER WILSON, Defendant.

NOTICE TO DEFENDANT OF
ATTACHMENT

WHEREAS, Peoples Fertilizer Company, a corporation, as Plaintiff in the above styled cause, obtained an Attachment out of this Court, which said Attachment was issued on the 18th day of February, 1947, against the Defendant, Walter Wilson, and was placed in the hands of Taylor Wilkins, as Sheriff of Baldwin County, Alabama, on February 1947, and

Members of 4-H clubs. This Group has been authorized by the Chamber of Commerce to offer a prize of \$25 each to the boy and girl who makes the most progress in 4-H work during 1947.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

Jimmy Faulkner, being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Peoples Fertilizer Co. vs.
Walter Wilson

COST STATEMENT

243 WORDS @ 3 1/2 cents --- \$ 8.50

I hereby certify this is correct, due and unpaid (paid).

Jimmy Faulkner
Publisher.

Was published in said newspaper for 3 consecutive weeks in the following issues:

Date of 1st publication Apr. 8, 1947 Vol. 58 No. 10

Date of 2nd publication Apr. 10, 1947 Vol. 58 No. 11

Date of 3rd publication Apr. 17, 1947 Vol. 58 No. 12

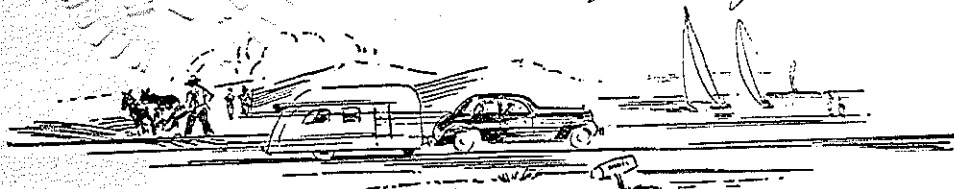
Date of 4th publication _____, 194___ Vo. ___ No. ___

Subscribed and sworn before the undersigned this 18 day of Apr., 1947

Melena M. Whitley

Notary Public, Baldwin County.

Jimmy Faulkner
Publisher.



PEOPLES FERTILIZER COMPANY,)	IN THE CIRCUIT COURT OF
a Corporation,)	BALDWIN COUNTY, ALABAMA,
Plaintiff)	LAW SIDE.
VS.)	
WALTER WILSON,)	
Defendant.)	

NOTICE TO DEFENDANT OF ATTACHMENT.

WHEREAS, Peoples Fertilizer Company, a corporation, as Plaintiff in the above styled cause, obtained an Attachment out of this Court, which said Attachment was issued on the 18 day of February, 1947, against the Defendant, Walter Wilson, and was placed in the hands of Taylor Wilkins, as Sheriff of Baldwin County, Alabama, on the 18 day of February, 1947, and was duly executed by him on the 19th day of February, 1947, by levying upon the following described real property in Baldwin County, Alabama, to-wit: The East half of Northwest Quarter of Northwest Quarter ($E\frac{1}{2}$ of $NW\frac{1}{4}$ of $NW\frac{1}{4}$) and the Southwest Quarter of Northwest Quarter ($SW\frac{1}{4}$ of $NW\frac{1}{4}$) of Section seven (7), Township five south (5s), Range four east (4e);

AND WHEREAS, said Writ was duly returned by the said Taylor Wilkins, as Sheriff to Alice J. Duck, as Clerk of the Circuit Court of Baldwin County, Alabama, on the 19 day of February, 1947; now therefore the said Walter Wilson is hereby notified of the levy and pendency of said attachment.

IN WITNESS WHEREOF, I have hereunto set my hand as Clerk and have affixed the seal of the Circuit Court of Baldwin County, Alabama, on this the 25 day of February, 1947.

Alice J. Duck
Clerk.

1032

Filed

2-25-47

Alice J. Duck
Clerk

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

Whereas the Peoples Fertilizer Company, a corporation, hath complained on oath, to me, Alice J. Duck as Clerk of the Circuit Court of Baldwin County, Alabama, that Walter Wilson is justly indebted to the Plaintiff in the sum of \$207.93, together with interest thereon, and the Plaintiff having made Affidavit and elected not to give bond, as required by law, you are hereby commanded to attach so much of the estate of Walter Wilson as will be of value to satisfy the said debt and costs, according to the Complaint; and such estate, unless replevied, so to secure that the same may be liable to further proceedings thereon, to be had in the Circuit Court for Baldwin County, Alabama, to be held at the Courthouse thereof; when and where you must make known how you have executed this Writ.

Witness my hand and seal as Clerk of the Circuit Court, of Baldwin County, Alabama, this 18th day of February, 1947.

Alice J. Duck
Clerk.

Executed By leaving on the
following Property

East half of NW quarter
of NW quarter and SW
quarter of NW quarter in Sec 7
Township 5 South Range 4
East.

Notice of Sea Bonds
placed on record this
Feb 19 1947

Taylor Wilkins
Sheriff

Received in
Office 2-19-47
Taylor Wilkins
Sheriff

1032

WRIT OF ATTACHMENT

PEOPLES FERTILIZER COMPANY,
a corporation,

Plaintiff,

VS.

WALTER WILSON,

Defendant,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
LAW SIDE.

Filed February 18, 1947.

Alice J. Luck
Clerk.

LAW OFFICES
HYBART & CHASON
Bay Minette, Alabama