

STATE OF ALABAMA)  
))  
BALDWIN COUNTY)

IN THE CIRCUIT COURT - - - LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA)-

You are hereby commanded to summon H. F. Durant to appear within thirty (30) 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 Pritchard National Bank, A Corporation.

Witness my hand this 16 day of September, 1947.

Alice J. Smith  
Clerk

COMPLAINT

PRITCHARD NATIONAL BANK  
A CORPORATION,  
Plaintiff

-vs-

H. F. DURANT,  
Defendant

The Plaintiff claims of the Defendant \$225.00 due by Promissory note made by him on to-wit, April 28, 1947, and payable in installments of \$25.00 each month, beginning on June 15, 1947, which said note provides that if any installments were not paid on the due date thereof, all installments became due and payable.

The Plaintiff avers that the installment due June 15, 1947 was not paid and that notification has been given the Maker that all installments were declared due and payable immediately.

The Plaintiff avers that in and by the terms of said note, the Defendant waived as to this debt all right of exemption under the constitution and laws of Alabama or any other state, and of this waiver the Plaintiff now claims the benefit.

The Plaintiff avers that in and by the terms of said note the Defendant agreed to pay all cost of collecting or securing or attempting to collect or secure said note, including a reasonable attorney's fee, and Plaintiff further claims of the Defendant the further and additional sum of \$50.00 as such reasonable attorney's fees.

1091

SUMMONS AND COMPLAINT

PRITCHARD NATIONAL BANK,  
Plaintiff

vs:

H. F. DURANT,  
Defendant

IN THE CIRCUIT COURT, BALDWIN  
COUNTY, ALABAMA - - - LAW SIDE

Filed on this the 16 day of  
September, 1947.

*Alice J. Luck*  
Clerk

Executed by leaving a copy of  
within Summons and Complaint with  
the Defendant on this the \_\_\_\_ day of  
September, 1947/

CECIL G. CHASON  
ATTORNEY AT LAW  
FOLEY, ALABAMA

Received in Sheriff's Office  
this 16 day of Sept 1947.  
TAYLOR WILKINS, Sheriff

5 Sept 22 1947  
Copy of within Summons and

H. F. Durant

*Taylor Wilkins* Sheriff  
By *B. W. Cobb* Deputy Sheriff  
*Deputy*

STATE OF ALABAMA,  
BALDWIN COUNTY }

TO H. F. DURANT, Defendant :

YOU ARE HEREBY NOTIFIED that a Writ of Garnishment has been issued in the case of.....

PRITCHARD NATIONAL BANK, Plaintiff.....

versus H. F. DURANT, Defendant.....

now pending in the Circuit Court of Baldwin County, Alabama, Law Side, in which.....

VREDENBERG LUMBER CO.

has been named as Garnishee.....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 17th

day of May, 1949

*Wm. J. Smith*

Clerk of the Circuit Court.

Received in Sheriff's Office  
this 11 day of May, 1949  
TAYLOR WILKINS, Sheriff

Executed by sewing  
copy of writ here  
on  
H. F. Durant  
Taylor Wilkins  
Sheriff 7-30-49

NOTICE  
TO DEFENDANT OF GARNISHMENT  
BY  
CLERK OF CIRCUIT COURT  
BALDWIN COUNTY, ALABAMA  
TO  
PRITCHARD NATIONAL BANK  
.....  
.....  
.....  
.....  
Plaintiff.....  
VS.  
H. F. DURANT  
.....  
.....  
.....  
.....  
Defendant.....

THE STATE OF ALABAMA, }  
BALDWIN COUNTY

CIRCUIT COURT BALDWIN COUNTY

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETING:

WHEREAS, At a regular FEB. Term, 1948 of the Circuit Court of Baldwin County,

to-wit: On the 2nd day of FEB., 1948, being a regular day of

said term, PRITCHARD NATIONAL BANK

recovered judgment against H. F. DURANT

for the sum of \_\_\_\_\_ Dollars, and cost of suit,

and affidavit having been made by Joseph W. Fisher that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the following named persons or corporations, viz:

VREDENBERG LUMBER CO.

has or is believed to have in their possession, or under their control money or effects belonging to said defendant H. F. DURANT or that VREDENBERG LUMBER CO. is, or

is believed to be indebted to said defendant H. F. DURANT 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

VREDENBERG LUMBER CO.

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 Monday in 30 days A. D. 194,

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 their answer, or at any time intervening the time of serv-

ing the garnishment and making the answer they was/were indebted to said defendant H. F. DURANT and whether they will not be indebted in future to said defendant

H. F. DURANT by a contract then existing, and whether by a contract then existing they

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

VREDENBERG LUMBER CO. their possession or under their control money or

effects belonging to the defendant H. F. DURANT

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

Witness, Alice J. Duck, Clerk of said Court, this 17th day of May

A. D., 1949 ISSUED \_\_\_\_\_ day of \_\_\_\_\_ A. D. 194

ATTEST:

Alice J. Duck Clerk.

Executed by sewing  
copy of writ  
on  
Vredenberg Lumber Co  
Jasper W. Pritchard  
Sherriff 7-30-44

Circuit Court, Baldwin County

No. 1091 1/2

PRITCHARD NATIONAL BANK

VS. } GARNISHMENT ON JUDGMENT  
H. F. DURANT

VREDENBERG LUMBER CO.  
Garnishee

Issued 17<sup>th</sup> day of May 1944

Returnable \_\_\_\_\_ day of \_\_\_\_\_ 194\_\_\_\_

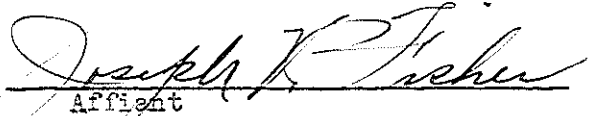
Attorney.

AFFIDAVIT FOR GARNISHMENT ON JUDGMENT

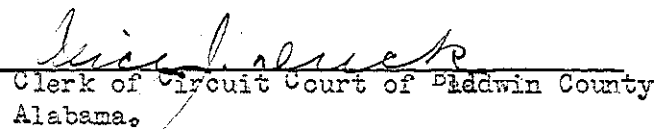
STATE OF ALABAMA

BALDWIN COUNTY,

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for said County, Joseph W. Fisher, who being duly sworn, deposes and saith that on 2nd day of February, 1948, in the Circuit Court of Baldwin County the Prichard National Bank, duly authorized to transact business in the State of Alabama, recovered a judgment against H. F. Durant, for the sum of Two Hundred Sixty Five Dollars and the further sum of Thirteen Dollars and Sixty Five Cents for the cost of this suit, and that he believes that the process of Garnishment is necessary to obtain satisfaction of said judgment, and that he Vredenberg Lumber Company has or believed to have in its possession or under its control, money or effects belonging to the defendant, or contract for the payment of money which may be discharged by the delivery of the personal property, or which is payable in personal property.

  
Affiant

Sworn to and subscribed before me, this the 17 day of May, 1949.

  
Clerk of Circuit Court of Baldwin County  
Alabama.

10 11/2  
Ditchard National Bank

Is.

N. Y. account

Garnishments

Filed 5-17-49

C. G. Chason -

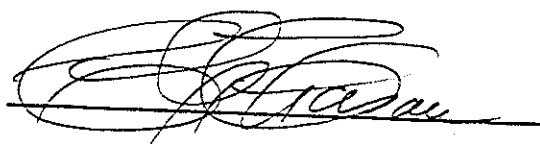


1091

STATE OF ALABAMA,  
BALDWIN COUNTY.

Before me, \_\_\_\_\_, a Notary Public in  
and for said County in said State, personally appeared C. G. Chason,  
Attorney At Law, who, after being by me first duly and legally sworn  
deposes and says under oath that he is the attorney for the Pritchard  
national Bank in case no. 1091 in which H. F. Durant is the defendant,  
and that the sum of \$50.00 is a fair and reasonable attorney's fee.

Sworn to and subscribed before  
me on this the 2 day of Feb. 1948.



Robert M. Munday  
Notary Public