

876

JOHN A. RUSSELL,

Plaintiff,

VS.

R. T. SORRELL,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

Whereas, John A. Russell has commenced suit by Summons and Complaint returnable to the Circuit Court of Baldwin County, Alabama, at the next term thereof against R. T. Sorrell as Defendant, for the sum of \$173.30, together with interest thereon, and has made Affidavit and given Bond as required by law.

THESE ARE THEREFORE TO COMEAND YOU, that you summon George <sup>13</sup> Lindsey and Charles <sup>13</sup> Campbell, individually and as partners operating and doing business as Fruitdale Lumber Company, <sup>13</sup> to be and appear before said Circuit Court to be held for said County within thirty days from the service of this Writ, then and there to answer on oath, whether at the time of the service of the Garnishment, or at the time of making their answer, or at any time intervening between the time of serving the Garnishment and making their answer, they or either of them were indebted to the Defendant R. T. Sorrell, and whether they will be indebted in future to said Defendant by a contract then existing and whether by a contract then existing they will be liable to said Defendant for the delivery of personal property or for the payment of money which will be discharged by the delivery of personal property, or which is payable in personal property, and whether or not they have in their possession or under their control any money or effects belonging to said Defendant.

WITNESS my hand this 15 day of August, 1944.

*R. Reduck*  
Clerk.

WRIT OF GARNISHMENT ON  
SUMMONS AND COMPLAINT.

JOHN A. RUSSELL,

Plaintiff,

VS.

(3)

R. T. SORRELL,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

LAW SIDE,

FILED AUGUST 25, 1944.

R. S. DUNN  
Clerk.

LAW OFFICES  
HYBART & CHASON  
Bay Minette, Alabama

8-3-44

8242

1070

Writ of Garnishment on  
Summons and Complaint  
Filed August 25, 1944  
Day of August 1944  
Filed August 25, 1944  
Day of August 1944  
M. H. BROWN, Sheriff  
M. H. BROWN

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, John Pason, a Notary Public, in and for said State and County, personally appeared John A. Russell 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 John A. Russell; that he is the Plaintiff in that certain cause now pending in the Circuit Court of Baldwin County, Alabama, wherein R. T. Sorrell is Defendant; that the said R. T. Sorrell is justly indebted to the said John A. Russell in the sum of \$173.30, together with interest thereon, and that said suit was filed for the purpose of the collection of said indebtedness; that process of garnishment is believed to be necessary to obtain satisfaction thereof and that George Lindsey and Charles Campbell individually and as partners doing business as Fruitdale Lumber Company, the persons summoned as Garnishees, are believed to be chargeable as Garnishees in this cause.

John A. Russell

Sworn to and subscribed before me, a Notary Public, whose seal is hereto affixed this 1<sup>st</sup> day of August, 1944.

John Pason  
Notary Public, Baldwin County,  
Alabama.

STATE OF ALABAMA,

BALDWIN COUNTY.

KNOW ALL MEN BY THESE PRESENTS: That John A. Russell as principal and the undersigned as Sureties are held and firmly bound unto R. T. Sorrell, his heirs, executors and administrators, in the sum of \$350.00 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 and severally, firmly by these presents.

Sealed with our seals and dated this 1<sup>st</sup> day of August, 1944.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH: That whereas the above bound John A. Russell has commenced suit in the Circuit Court of Baldwin County, Alabama, by summons and Complaint which have issued from said court to recover of the said R. T. Sorrell the sum of \$173.30 with interest thereon, and that Writ of Garnishment is to be issued out of said court to George Lindsey and Charles Campbell, individually and as partners operating and doing business as Fruitdale Lumber Company, summoning them to appear within thirty days and file Answer upon oath whether at the time of the service of the Garnishment or at the time of making their answer, or at any time intervening between the time of serving the Garnishment and making the answer they were indebted to R. T. Sorrell, the defendant, and whether they will be indebted in future to him by a contract then existing and whether by a contract then existing they are liable to him for the delivery of personal property or for the payment of monies which may be discharged by the delivery of personal property, or which is payable in personal property and whether they have not in their possession or under their control monies or effects belonging to the defendant; and said Plaintiff having made oath as required by law in such cases, said writ is about to issue out of said court returnable to the next term thereof to be held for Baldwin County, Alabama.

Now, if the said Plaintiff shall prosecute the Garnishment to effect, and pay the Defendant all such damages as he may sustain from the wrongful or vexatious suing out of such Garnishment, then this obligation to be void, otherwise to remain in full force and effect.

And we, and each of us hereby waive all rights of exemption as to personal property and hereby certify that we have property free from all encumbrances to the full amount of the above bond.

John A. Russell SEAL  
C. W. Barnhill SEAL  
J. J. Redding SEAL

Taken and approved this  
1<sup>st</sup> day of August, 1944.

R. T. Sorrell  
Clerk of Circuit Court of  
Baldwin County, Alabama.

876

AFFIDAVIT.

AND

BOND.

JOHN A. RUSSELL,  
Plaintiff,

VS.

R. T. SORRELL,  
Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

FILED AUGUST 12, 1944.

*R. D. ...*  
Clerk.

LAW OFFICES  
HYBART & CHASON  
Bay Minette, Alabama

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 R. T. Sorrell 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 John A. Russell.

WITNESS my hand this 10 day of August, 1944.

Robert A. Russell  
Clerk.

JOHN A. RUSSELL,  
Complainant,  
VS.  
R. T. SORRELL,  
Defendant.

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

COUNT 1.

The Plaintiff claims of the Defendant \$173.30 due from him by account on to-wit, the 30th day of November, 1942.

COUNT 2.

The Plaintiff claims of the Defendant \$173.30 due from him on account stated between the Plaintiff and Defendant on to-wit, the 30th day of November, 1942.

COUNT 3.

The Plaintiff claims of the Defendant \$173.30 due from him for work and labor done for the Defendant by the Plaintiff on to-wit, from September 25, 1942 to November 30, 1942, at his request.

Which sum of monies or money together with interest thereon are still due and unpaid.

Mybaud A. Harson  
Attorneys for Plaintiff.

A verified itemized statement of the account here sued on is attached hereto and made a part of this Complaint.

Mybaud A. Harson  
Attorneys for Plaintiff.

Plaintiff demands a trial of this cause by a Jury.

ITEMIZED ACCOUNT OF MONIES DUE JOHN A.  
RUSSELL BY R. T. SORRELL.

September 25, 1942 through November 30, 1942

For logging and sawing 9,125 feet of timber @ \$20 per thousand	\$182.50
October 23, 1942	
For planing 1,316 feet of siding	8.19
October 23, 1942	
For hauling 1,985 feet of lumber	5.00
November 24, 1942	
For planing 688 feet of flooring	4.12
November 24, 1942	
For planing 230 feet of 1 X 6 Lumber	1.38
November 24, 1942	
For hauling 918 feet of lumber	2.12
November 24, 1942	
For sale of 380 feet of flooring	11.40
November 24, 1942	
For sale of 57 feet 2 X 8 Lumber	2.20
November 24, 1942	
For sale of 175 feet of lumber	5.25
November 24, 1942	
For sale of 144 feet of 2 X 6 Lumber	4.32
November 30, 1942	
For sale of 460 lineal feet 1 X 6 Lumber	8.78
Sales Tax	<u>.64</u>
TOTAL	\$235.80

CREDIT:

November 3, 1942	
Cash on account	30.00
November 3, 1942	
Logs left on yard 1,068 feet	21.36
January 15, 1943	
Cash received from lumber sold to J.C. McDavid	<u>11.14</u>
Total Credits	\$62.50
BALANCE DUE	\$173.30

STATE OF ALABAMA,

VERIFICATION OF ACCOUNT.

BALDWIN COUNTY.

B

Before me, John Hason, a Notary Public, in and for said State and County, personally appeared John A. Russell 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 John A. Russell; that he is the Plaintiff in the above styled cause; that he is familiar with his books and accounts and that the foregoing itemized account with R. T. Sorrell is true and correct after allowing all just credits and offsets, and that the said sum of \$173.30 due by the said R. T. Sorrell together with interest thereon is still due and unpaid.

John A. Russell

Sworn to and subscribed before,  
me a Notary Public, this 1<sup>st</sup>

day of August, 1944.

John Hason  
Notary Public, Baldwin County,  
Alabama.

875 1/2

SUMMONS AND COMPLAINT.

Executed Aug 2nd 1944  
by serving copy within summons and  
complaint on

*R. T. Sorrell*

*W. R. Stewart* Sheriff  
*B. S. Spencer* Deputy Sheriff

JOHN A. RUSSELL,  
Plaintiff,

VS.

R. T. SORRELL,  
Defendant,

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

FILED AUGUST 1st, 1944.  
*R. B. Baker*  
Clerk.

LAW OFFICES  
HYBART & CHASON  
Bay Minette, Alabama



face and body, she was made sick and sore and suffered great mental pain and anguish and caused to incur great expense for doctor bills, medicine and hospital expenses. Plaintiff further avers that all of her said injuries and damages were proximately caused by the negligence of the servant, agent or employee of the defendant then and there in charge of the said truck for the defendant and acting within the line and scope of his duty in the employment of the defendant in this that the said servant, agent or employee negligently operated the said automobile truck at the time and place of collision.

*J. B. Blasblum*  
*Cars v Cars*

Attorneys for Plaintiff.

Plaintiff demands a trial of said cause by jury.

*J. B. Blasblum*  
*Cars v Cars*

Attorneys for Plaintiff.

*[Faint, illegible text, possibly bleed-through from the reverse side of the page]*

Executed Aug 7<sup>th</sup> 1944  
Serving copy of within Summons and  
complaint on

J. W. Smith as  
Mgr of Fuel Oil  
Supply Company a  
Corporation  
Crossed out  
O.S. Greene

876

SUMMONS AND COMPLAINT

ESTER E. HINTON,

Plaintiff,

VS.

FUEL OIL SUPPLY COMPANY, a  
Corporation,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

AT LAW.

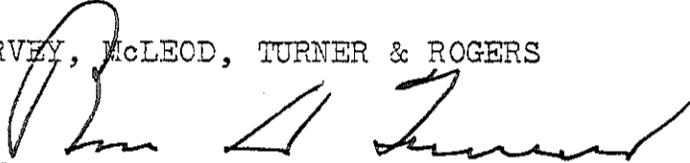
From August 4 1944  
J. W. Smith

ESTER E. HINTON, :  
 :  
 Plaintiff, : IN THE CIRCUIT COURT OF  
 :  
 vs. : BALDWIN COUNTY, ALABAMA  
 :  
 FUEL OIL SUPPLY COMPANY, :  
 a corporation, : AT LAW.  
 :  
 Defendant. :  
 :

Comes the Defendant and files in this cause its unqualified appearance, reserving the right to demur, pleads specially or answer herein.

MCCORVEY, McLEOD, TURNER & ROGERS

By

  
Attorneys for Defendant.

STATE OF ALABAMA,  
BALDWIN COUNTY

TO R. T. SORRELL, Defendant ...:

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

John A. Russell, Plaintiff.....

versus R. T. Sorrell, Defendant.....

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

Lindsey and Charles Campbell individually and as Partners doing business  
as Fruitdale Lumber Company.

has been named as Garnishee.....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 1<sup>st</sup>.....

day of August, 1944..



Clerk of the Circuit Court.

876  
NOTICE

TO DEFENDANT OF GARNISHMENT  
BY  
CLERK OF CIRCUIT COURT  
BALDWIN COUNTY, ALABAMA

TO

John A. Russell  
vs  
R. L. Sorrell  
Plaintiff

Plaintiff .....

VS.

Defendant .....

Executed Aug 2nd 1944  
by serving a copy of within  
Notice on.

R. L. Sorrell  
W. R. Stuart Sheriff

By B. F. Zurena Deputy Sheriff