

1958

T. J. DAVISON, SR., d/b/a
People Market,

PLAINTIFF,

VS

SYBOL MADDOX,

Defendant.

9

IN THE CIRCUIT COURT OF

9

BALDWIN COUNTY, ALABAMA

9

AT LAW.

9

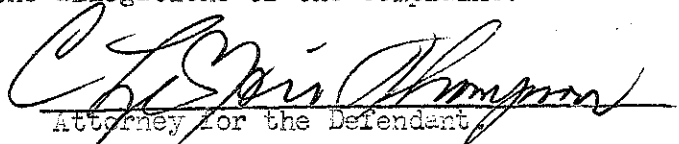
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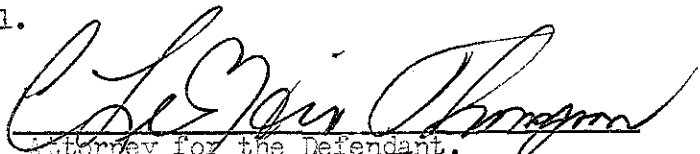
Comes the Defendant in the above styled cause and for answer to
the complaint and says as follows:

1.

As to Count One, he denies the allegations of the complaint.


Attorney for the Defendant

Defendant demands a Jury Trial.


Attorney for the Defendant.

1958

July 1

FILED

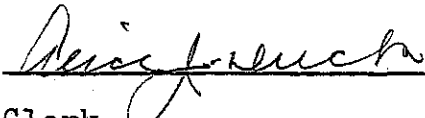
4-29-53
ALICE L. ROCK, Clerk

STATE OF ALABAMA)
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon SYBOL MADDOX 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 T. J. DAVIDSON, SR., DOING BUSINESS AS PEOPLES MARKET.

WITNESS my hand this 3rd day of April, 1953.


Clerk

T. J. DAVIDSON, SR., doing
business as Peoples Market,
Plaintiff,

VS.

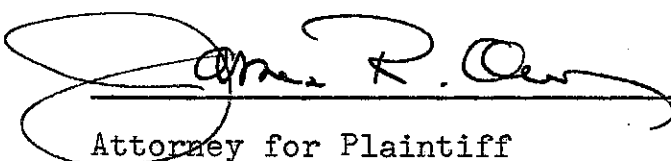
SYBOL MADDOX,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COMPLAINT

The Plaintiff claims of the Defendant the sum of Two Hundred Fifty-Four and 41/100 Dollars (\$254.41) due from the Defendant by Account on to-wit: November 30, 1951, which sum of money with the interest thereon is still due and unpaid.

An itemized statement of the account sued on, verified by the affidavit of a competent witness, is attached hereto as Exhibit A and made a part hereof.


Attorney for Plaintiff

STATE OF ALABAMA)
*
BALDWIN COUNTY)

Before me, the undersigned authority within and for said County and State personally appeared T. J. Davidson, Sr., who after being by me first duly and legally sworn, deposes and says: That the attached itemized statement of account against Sybol Maddox is true, correct, justly due, and unpaid.

T. J. Davidson Sr

Sworn to and subscribed before me on
this the 4th day of April, 1953.

James R. Quinn

Notary Public, Baldwin County, Alabama

EXHIBIT "A"

1951

AUGUST	11	Groceries	\$ 6.50
		Groceries	5.95
		Feed	5.70
		Potatoes	.35
	13	Turnips	.45
	14	Groceries	8.20
	18	Roast	3.35
		Onions	.19
	21	Groceries	6.15
	24	Cash	2.00
		Tomatoes	.52
		Meat	4.45
	27	Peaches	.35
		Milk of Magnesia	.50
	30	Groceries	8.12
	31	Groceries	8.94
SEPT.	7	Groceries	8.13
	12	Groceries	5.96
	13	Groceries	3.90
		Toothpaste	.12
	14	Groceries	15.02
	20	Groceries	4.01
	21	Groceries	4.96
	24	Groceries	19.13
	28	Groceries	6.42
OCT.	2	Groceries	7.18
	5	Groceries	9.90
	9	Groceries	10.09
	10	Groceries	1.19
	12	Groceries	5.01
	15	Groceries	6.12
	16	Groceries	3.00
	19	Groceries	13.35
	25	Groceries	4.50
	26	Groceries	14.14
	31	Bread	.32
		Listerine	.59
NOV.	2	Groceries	23.47
	21	Groceries	12.87
	30	Laying Mash	6.00
TOTAL - - - -			\$247.10
TAX - - - -			7.31
			<u>\$254.41</u>

ALABAMA
JAMES R. OWEN

11-3-52

FILED

AT LAW

JAN. 1953, COUNTY COURT OF
BAYVIEW COUNTY, ALABAMA

SYBOL MADDOX
Defendant

VS.

I. J. DAVENSON, SR.
Doing business as
People's Market,
Plaintiff

Received by
22 day of April 1953
Received a copy of this writ
on 22 day of April 1953
by service on
TAYLOR WILKINS, Sheriff
BY 11-7-52

1
TAYLOR WILKINS, Sheriff
11-7-52

9-26-1

CONFIDENTIAL

T. J. DAVIDSON, doing business
as PEOPLE'S MARKET,

VS.

SYBOL MADDOX,

Defendant,

BERNARD AND BYRD, INC., A
Corporation,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

STATE OF ALABAMA)

*

BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

You are hereby commanded to notify Sybol Maddox that on
the _____ day of January, 1954, a writ of garnishment in the
above stated case was issued to Bernard and Byrd, Inc., a Corpora-
tion, as garnishee.

Witness my hand this 29th day of January, 1954.

Alice J. Duck
Clerk.

FILED

1-29-54

ALICE J. DUCK, Register

Received in Sheriff's Office
on 30 day of Jan, 1954
TAYLOR WILKINS, Sheriff

MO 195-81/2

NOTICE

T. J. DAVIDSON, doing
business as PEOPLE'S MARKET,

VS.

SYBOL MADDOX,

Defendant Defendant,

BERNARD AND BYRD, INC., A
Corporation,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

Received 30 day of Jan 1954
and on 30 day of Jan 1954
I served a copy of the within
on _____

By service on _____

Sybol Maddox

TAYLOR WILKINS, Sheriff

BY TAYLOR WILKINS

FILED
1954

T. J. DAVIDSON, doing business
as PEOPLE'S MARKET,

Plaintiff,

VS.

SYBOL MADDOX,

Defendant,

BERNARD & BYRD, INC., A
Corporation,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 1958 $\frac{1}{2}$

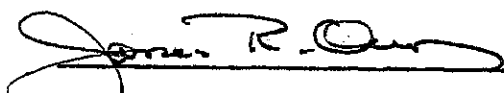
MOTION TO DISALLOW EXEMPTIONS

Now comes the Plaintiff in the above styled cause and moves the Court to disallow and hold for naught the claim of exemption heretofore filed in this cause by the Defendant, Sybol Maddox, and as grounds for said motion assigns the following separately and severally:

1. The said claim of exemption does not comply with Section 651, Title 7 of the 1940 Code of Alabama.

2. The said claim of exemption is excessive.

Plaintiff further moves the Court to set a day for the hearing of this motion and to give the Defendant or his Attorney notice of the filing of this motion and the day set for hearing same.

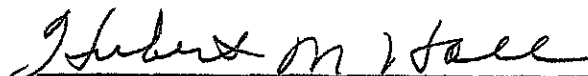

Attorney for Plaintiff.

ORDER

The above motion having been presented to me on this date, it is hereby ordered that the 24 day of February, 1954, at 9 o'clock be set as a day and time for hearing same.

It is further ordered that a copy of the above motion and this order be served on C. L. Thompson as the Attorney of record for the said Defendant, Sybol Maddox.

ORDERED, ADJUDGED AND DECREED on this the 10 day of February, 1954.


Judge.

Received 13 day of Feb 1954
and on 16 day of Feb 1954
I served a copy of the within _____

1958 1/2

MOTION TO DISALLOW
EXEMPTIONS

By service on C. L. Thompson

TAYLOR WILKINS, Sheriff

By Putnam D. S.

T. J. DAVIDSON, doing business
as PEOPLE'S MARKET,

Plaintiff,

VS.

SYBOL MADDOX,

Defendant,

BERNARD & BYRD, INC., A
Corporation,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 1958 1/2

FILED

NOV 10 1954

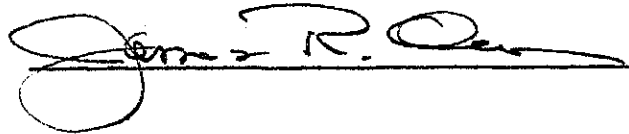
NOV 10 1954

serve copy on
C. L. Thompson.

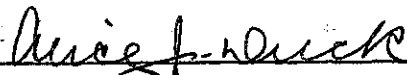
AFFIDAVIT ON JUDGMENT

STATE OF ALABAMA)
 *
 BALDWIN COUNTY)

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for said County James R. Owen, who being duly sworn, deposes and says that T. J. Davidson, doing business as People's Market, at the September 17, 1953, Term of the Circuit Court of Baldwin County recovered a judgment against Sybol Maddox for the sum of Two Hundred Eighty Two and 35/100 Dollars (\$282.35) and the further sum of Thirteen and 05/100 Dollars (\$13.05) cost of suit, and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment, and that Bernard and Byrd, Inc., a Corporation, has or is believed to have in its possession or under its control, money or effects belonging to the defendant, or that it is or is believed to be indebted to the defendant, or it is to be liable to her 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.



Sworn to and subscribed before me on
 this the 29th day of January, 1954.



Clerk of the Circuit Court of
 Baldwin County, Alabama

FILED

1-29-54

ALICE J. DUCK, Register

1958 1/2

AFFIDAVIT ON JUDGMENT

T. J. DAVIDSON, doing
business as PEOPLE'S MARKET,

VS.

SYBOL MADDOX,

Defendant,

BERNARD AND BYRD, Inc., A
Corporation,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

FILED

JAN 29 1954

GLUCE J. DUCK, Clerk

WRIT ON JUDGMENT

STATE OF ALABAMA)
 *
 BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

Whereas James R. Owen has made affidavit as required by law that T. J. Davidson, doing business as People's Market, at the September 17, 1953, Term of the Circuit Court of Baldwin County recovered a judgment against Sybol Maddox for the sum of Two Hundred Eighty Two and 35/100 Dollars (\$282.35), and the further sum of Thirteen and 05/100 Dollars (\$13.05), cost of suit; and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment, and that Bernard and Byrd, Inc., a Corporation, has, or is believed to have in its possession or under its control, money or effects belonging to the defendant, or that it is or is believed to be indebted to the defendant, or to be liable to her 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.

These are therefore to command you, that you summon the said Bernard and Byrd, Inc., a Corporation, to be and appear at the next Term of Circuit Court of Baldwin County to be held for said county, within thirty days after the service of this writ of garnishment, then and there to answer on oath, whether at the time of the service of this writ, or at the time of making its answer, it has in its possession, or under its control any money or effects belonging to the defendant; and whether it is indebted to said defendant, or is liable to her on any contract for the payment of money or 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.

Witness, Alice J. Duck, Clerk of the said Court at office, this 29th day of January, 1954.

FILED

1-29-54

ALICE J. DUCK, Register

Alice J. Duck
 Clerk.

Received in Sheriff's Office
this 30 day of Jan. 1954
TAYLOR WILKINS, Sheriff

EXECUTED

This 2nd day of Feb 1954

by serving a copy of the within on

B. G. Miller - office mgr

W. H. HOLCOMBE, Sheriff
Mobile County, Ala.

By: H. B. Sanders D.S.

1958 1/2 229
WRIT ON JUDGMENT

805
T. J. DAVIDSON, doing
business as PEOPLE'S MARKET,

VS.

SYBOL MADDOX,

Defendant,

BERNARD AND BYRD, INC., A
Corporation,

Garnishee.

2-28
S. G. Miller DM

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

FILED

JAN 29 1954

ALICE A. GUCK, Clerk

STATE OF ALABAMA

BALDWIN COUNTY

T. J. DAVIDSON,

Plaintiff,

VS:

SYBOL MADDOX,

Defendant,

and

BERNARD & BYRD, INC.,

a corporation

Garnishee

CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

To the Sheriff or Any Constable of said County-- Greeting:

You are hereby commanded to notify the said plaintiff that on the 6th day of February, 1954, the said defendant filed in said cause his claim of exemptions. You are required to execute this process instantler, and return the same immediately upon the execution thereof.

Witness my hand this 6th day of Feb, 1954.

Alice J. Duck
Clerk of Circuit Court

STATE OF ALABAMA

BALDWIN COUNTY

To T. J. Davidson, the Plaintiff in the Case of T. J. Davidson vs. Sybol Maddox:

You are hereby notified that Sybol Maddox, the defendant in the above named action, has this day filed with me a claim in writing, verified by oath, claiming as exempt to him the following described property:

All my wages now earned and due or otherwise payable from Bernard & Byrd, Inc., a Corporation, in the amount of \$1000.00 in money.

Alice J. Duck

FILED

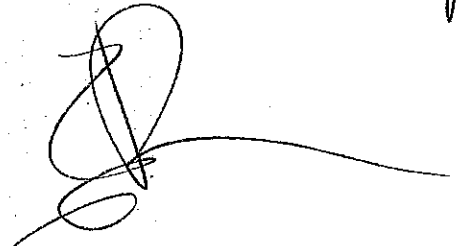
2-6-54

ALICE J. DUCK, Register

no 1958 1/2

CP
306

242



2-11-54
B. A. Miller o.m.

EXECUTED

This 11th day of Feb 1954

by serving a copy of the within on

B. A. Miller-office mgr

W. H. HOLCOMBE, Sheriff
Mobile County, Ala.

By: H. B. Sanders D.S.

FILED

APR 2 1954

Received _____ day of _____ 19____
and on _____ day of Feb 1954
I served a copy of the within
on _____
By service on Jimmy Coleman
TAYLOR WILKINS, Sheriff
By H. B. Sanders

ms 1958 1/2

AMENDED CLAIM OF EXEMPTION

STATE OF ALABAMA
BALDWIN COUNTY

CLAIM OF SYBOL MADDOX FOR
EXEMPTION OF PERSONAL
PROPERTY.

I, SYBOL, MADDOX, a resident of Baldwin County, State of Alabama, do hereby declare that I am a bona fide resident of the State of Alabama; that I am entitled to claim an exemption, of personal property according to the provision of Code 1940, Tit. 7 section 629, and in accordance with the provision of Code 1940, Tit. 7 Section 633, I hereby file this claim of exemption.

I claim as exempt from levy and sale under execution, garnishment, or other process issued for the collection of any debt owing by me, the personal property set out below, claiming no household property or other personal property of like kind and having no automobile, horse, or livestock. I hereby claim the following said property which does not exceed in value \$1,000 in money above the mortgage, or other lien against same and being wages due and unpaid, now owing to me or to be owed and payable to me not exceeding the sum of \$1,000 in money from Bernard and Byrd, Inc., a corporation. Said property being located in the city of Mobile, Mobile, Alabama.

Witness my hand this the 24 day of February, 1954.

Sybol Maddox

Sworn to and subscribed before me this 24 day of February, 1954.

Notary Public, Baldwin County, Alabama.

STATE OF ALABAMA

BALDWIN COUNTY

BOOK 105 PAGE 15

I, Sybel Maddox, a resident of the State of Alabama and county aforesaid, do hereby make and file this my declaration in writing, under oath, that I have claimed and do claim and set apart as being exempt from levy, seizure, or sale under execution or other process for the collection of debts, the following described property owned by me, to-wit:

All my wages now earned and due or otherwise payable from Bernard & Byrd, Inc., a Corporation, in the amount of \$1000.00 in money.

Sybel Maddox

Sworn to and subscribed before me this the 6th day of February, 1954.

C. E. Thompson
NOTARY PUBLIC

STATE OF ALABAMA, BALDWIN COUNTY

Filed 2-6-54 10:20 A.M.

Recorded Ev. & Lee book 5 page 15

W. R. Stuart
Judge of Probate *ES*

FILED
FEB 6 1954
ALICE I. DUCK, Clerk

R-75
Sybil Massey
Stapleton

STATE OF ALABAMA

BALDWIN COUNTY

T. J. DAVIDSON,

Plaintiff,

VS:

SYBOL MADDOX,

Defendant,

and

BERNARD & BYRD, INC.,

a corporation

Garnishee

CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

To the Sheriff or Any Constable of said County-- Greeting:

You are hereby commanded to notify the said plaintiff that on the 6th day of February, 1956, the said defendant filed in said cause his claim of exemptions. You are required to execute this process instantly, and return the same immediately upon the execution thereof.

Witness my hand this 6th day of Feb, 1956.

Alice J. Duck
Clerk of Circuit Court

STATE OF ALABAMA

BALDWIN COUNTY

To T. J. Davidson, the Plaintiff in the Case of T. J. Davidson vs. Sybol Maddox:

You are hereby notified that Sybol Maddox, the defendant in the above named action, has this day filed with me a claim in writing, verified by oath, claiming as exempt to him the following described property:

All my wages now earned and due or otherwise payable from Bernard & Byrd, Inc., a Corporation, in the amount of \$1000.00 in money.

Alice J. Duck

195-872

copy
Bernard T. Bump -

FILED
FEB 6 1954
ALICE A. BROWN, Clerk

T. J. DAVIDSON, doing business
as PEOPLE'S MARKET,

VS.

SYBOL MADDOX,

Defendant,

BERNARD AND BYRD, INC., A
Corporation,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

STATE OF ALABAMA)

BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

You are hereby commanded to notify Sybol Maddox that on
the 30th day of June, 1954, a writ of garnishment in
the above stated case was issued to Bernard and Byrd, Inc., a
Corporation, as garnishee.

Witness my hand this 30th day of June, 1954.

Dee J. ...
Clerk

Received in Sheriff's Office
this 30 day of June, 1954
TAYLOR WILKINS, Sheriff

Stapleton

1958 1/2 A

J. Davidson

vs.

Sybil Maddox

Received on _____ day of _____ 19____
d on 2 day of July 1954
served a copy of the within _____

service on Sybil Maddox

TAYLOR WILKINS, Sheriff

By J. Davidson D. S.

FILED

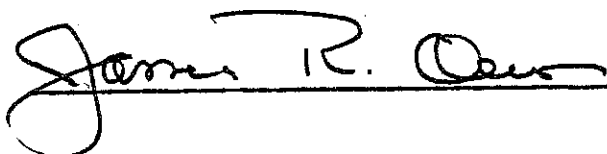
JUN 30 1954

ALICE J. DUCK, Clerk


AFFIDAVIT ON JUDGMENT

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for said County James R. Owen, who being duly sworn, deposes and says that T. J. Davidson, doing business as People's Market, at the September 17, 1953, Term of the Circuit Court of Baldwin County recovered a judgment against Sybol Maddox for the sum of Two Hundred Eighty Two and 35/100 Dollars (\$282.35) and the further sum of Thirteen and 05/100 Dollars (\$13.05) cost of suit, and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment, and that Bernard and Byrd, Inc., a Corporation, has or is believed to have in its possession or under its control, money or effects belonging to the defendant, or that it is or is believed to be indebted to the defendant, or it is to be liable to him 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.



Sworn to and subscribed before me on
this the 30th day of June, 1954.



Clerk of the Circuit Court of
Baldwin County, Alabama

1958 1/2 A

J. J. Davidson

vs.

Sybol Mudd

FILED

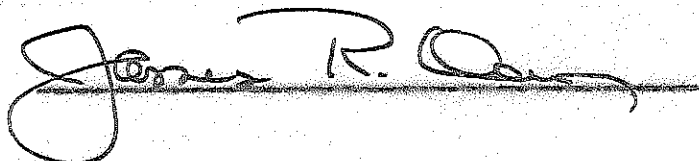
JUN 30 1954

ALICE J. DUCK, Clerk

AFFIDAVIT ON JUDGMENT

STATE OF ALABAMA)
*
BALDWIN COUNTY)

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for said County James R. Owen, who being duly sworn, deposes and says that T. J. Davidson, doing business as People's Market, at the September 17, 1953, Term of the Circuit Court of Baldwin County recovered a judgment against Sybol Maddox for the sum of Two Hundred Eighty Two and 35/100 Dollars (\$282.35) and the further sum of Thirteen and 05/100 Dollars (\$13.05) cost of suit, and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment, and that Bernard and Byrd, Inc., a Corporation, has or is believed to have in its possession or under its control, money or effects belonging to the defendant, or that it is or is believed to be indebted to the defendant, or it is to be liable to her 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.



Sworn to and subscribed before me on
this the _____ day of June, 1954.

Clerk of the Circuit Court of
Baldwin County, Alabama

BERNARD and BYRD, Inc.

GENERAL CONTRACTORS

P. O. Box 1688



PHONE 3-2554

JOB No:

1809 REDDY STREET

MOBILE 9, ALABAMA

July 6, 1954

Mrs. Alice J. Duck
Clerk of Circuit Court
Bay M. nette, Alabama

Dear Mrs. Duck:

This morning Mr. Sanders of the Mobile Sheriff's Department served us with a Writ on Judgment against Sybol Maddox issued by your court.

Mr. Bernard advised Mr. Sanders that Sybol Maddox is no longer employed by Bernard & Byrd, Inc., and Mr. Sanders told us to write you and give you that information.

This is, therefore, to advise you that Sybol Maddox is not employed by Bernard & Byrd, Inc. nor does Bernard, & Byrd, Inc., owe Sybol Maddox any money.

Please advise us what else is necessary for us to be released from this writ.

Yours very truly,

BERNARD & BYRD, INC.

B. A. Miller, Jr.
B. A. Miller, Jr.
Accountant

bs

1958 1/2

J. J. Davidson

U.S.

Sybil Maddox

Ans -

FILED

JUL 7 1954

ALICE J. DUCK, Clerk