

## <u>SUMMONS</u>

BOOK 001 PAGE 56

THE STATE OF ALABAMA, )

BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA, - GREETING:

YOU ARE HEREBY COMMANDED to summen HUGH DON LINTON, doing business as LINTON RADIO SERVICE 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 HUGH DON LINTON, doing business as LINTON RADIO SERVICE by W. F. ANDERSON.

Witness my hand this the 23rd day of December, 1953.

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### COMPLAINT

W. F. ANDERSON,

PLAINTIFF

IN THE CIRCUIT COURT OF

VS:

BALDWIN COUNTY, ALABAMA

HUGH DON LINTON, doing business as LINTON RADIO SERVICE,

DEFENDANT

AT LAW

The Plaintiff claims of the defendant the sum of THREE HUNDRED SIXTY NINE & 50/100 DOLLARS (\$369.50) damages due from him for rent on a store building south of the post office in Foley, Alabama, to the first day of January, 1954, which sum of money, with interest thereon, is still unpaid.

DWYG Chul 143
Attorney for Plaintiff

There is attached to the original of this complaint an itemized statement of account sworn to by the plaintiff before a notary public.

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# ANDERSON'S

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State of alabama Beldwin Curit. ne thin rand day of December 1953.

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THE STATE OF ALABAMA, )
BALDWIN COUNTY. )

TO ANY SHERIFF OF THE STATE OF ALABAMA, - GREETING:

WHEREAS, W. F. ANDERSON hath complained on cath to me, ALICE J. DUCK, Clerk of the Circuit Court of Baldwin County, that HUGH DON LINTON, doing business as LINTON RADIO SERVICE is justly indebted to W. F. ANDERSON in the sum of THREE HUNDRED SIXTY NINE & 50/100 DOLLARS (\$369.50); and the said W. F. ANDERSON 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 the said HUGH DON LINTON, doing business as LINTON RADIO SERVICE as will be of value to satisfy the said debts 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 at the present term of the Circuit Court of Baldwin County, to be held in the Court Housethersof, when and where you must make known how you have executed this writ.

Witness: Alice J. Duck. Clerk of said Court, my hand, this the 23rd day of December.

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LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

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No 2-152 Page	Defendant lives at
THE STATE OF ALABAMA	
BALDWIN COUNTY	
CIRCUIT COURT	RECEIVED IN OFFICE
	<u>/2/23</u> , 1953
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Plaintiff's Attorney	Tanka Wilkensheriff
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Defendant's Attorney	Callent fleathe Deputy Sheriff
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, Clerk

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<u> </u>	. :		, Defendant
by	· · · · · · · · · · · · · · · · · · ·		
· .			, Plaintiff
			,
Witness my hand this	day of		19

## AFFIDAVIT FOR ATTACHMENT

THE STATE OF ALABAMA, )
BALDWIN COUNTY.

Before me, GUS SCHULTZ, a Notary Public, Baldwin County, Alabama, personally appeared W. F. ANDERSON, who being duly sworn, deposes and saith:

That HUGH DON LINTON, doing business as LINTON RADIO SERVICE, is justly indebted to the said W. F. ANDERSON in the sum of THREE HUNDRED SIXTY NINE & 50/100 DOLLARS (\$369.50), which said amount is justly due, and that the said HUGH DON LINTON, doing business as LINTON RADIO SERVICE, is a tenant of the said W. F. ANDERSON in a store building just south of the post office in Foley, Alabama, and as such tenant fails or refuses, on demand, to pay such rent or installment in the amount of THREE HUNDRED SIXTY NINE & 50/100 DOLLARS (\$369.50), which pays the rent to the 1st day of January, 1954. The rent being \$65.00 per month, payable in advance, on the first day of each month, and that this attachment is not sued out for the purpose of vexing or harassing the said defendant.

Sworn to and subscribed before me, a Notary Public in and for Baldwin County, Alabama, this the 22nd day of December, 1953.

FILED

W. F. aufuse

12-23-53

ALICE J. BUCK, Clerk

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#### ATTACHMENT BOND

THE STATE OF ALABAMA, )
BALDWIN COUNTY.

KNOW ALL, MEN BY THESE PRESENTS, That we, W. F. ANDERSON, MAX M Journal and Cycle P Beauty, are held and firmly bound unto HUGH DON LINTON, doing business as LINTON RADIO SERVICE in the sum of SEVEN HUNDRED THIRTY NINE & 00/100 DOLLARS (\$739.00), to be paid to the said HUGH DON LINTON, doing business as LINTON RADIO SERVICE, his heirs, executors, administrators and 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 and firmly by these presents. Sealed with our seals, and dated this the 22nd day of December, 1953.

The condition of the above obligation is such, That, whereas the above bound W. F. ANDERSON has on the date hereof, prayed an attachment at the suit of W. F. ANDERSON against the estate of the above named HUGH DON LINTON, doing business as LINTON RADIO SERVICE for the sum of THREE HUNDRED SIXTY NINE & 50/100 DOLLARS (\$369.50) and has obtained the same, returnable to the present term of the Circuit Court of Baldwin County.

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

Man Forena (L.S.)

Din Dianes (L.S.)

Approved this the 23rd day of December, 1953.

The Clerk

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LAW OFFICE OF

# FOREST A. CHRISTIAN FOLEY, ALABAMA

December 22, 1953

Mrs. Alice J. Duck Clerk of Gourt Bay Minette, Alabama

Re: Anderson vs: Linton

Dear Mrs. Duck:

Enclosed you will find a summons and complaint for the case mentioned above, together with the affidavit for attachment, attachment bond, which I would like tohave you execute and get to the sheriff's office at once and encourage the sheriff to get this served by Saturday of this week, since Linton is about to remove from the premises.

If anything is amiss, please call me collect so I can rectify it.

Your usual cooperation will be greatly appreciated.

Thanking you, I am,

Yours very truly,

FOREST A. CHRISTIAN

Special Delivery

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