

AFFIDAVIT FOR GARNISHMENT  
ON JUDGMENT

# 9348 1/2 A

THE STATE OF ALABAMA }  
MOBILE COUNTY  
BALDWIN

## CIRCUIT COURT

Personally appeared before me, John E. Mandeville, Clerk of the Circuit Court in and for Mobile County and State aforesaid ..... Ray G. Riley, Jr. ....  
 who being duly sworn, on oath says, that on the ... 3rd ... day of ... November ..., 1970.  
 in the Circuit Court of Mobile County, in Case No. .... 9348 .... The Plaintiff .....  
 Baldwin  
 Billups Western Petroleum Co., a corporation

recovered a judgment against ..... Fred E. Peevy, Sr. ....  
 ..... the Defendant, whose address  
 is ..... P.O. Box 5243, Mobile, Alabama .....  
 for the sum of ... \$910.41 ...

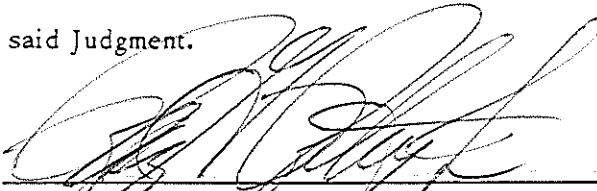
Dollars, besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect;  
 that ..... Leary & Owens Equipment Company, Inc. ....

whose address is ..... 1155 Telegraph Road, Prichard, Alabama ....

is supposed to be indebted to or have effects of the said .....

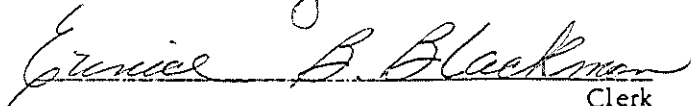
in ..... possession or under .....  
 control, and that he believes process of Garnishment against the said .....  
 Leary & Owens Equipment Company, Inc. ....

is necessary to obtain satisfaction of said Judgment.

  
 Ray G. Riley, Jr., Attorney  
 for Billups Western Petroleum Co.

Sworn to and subscribed this 23

day of May A.D., 1972

  
 Clerk

No. ....

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**CIRCUIT COURT**

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---

.....

v.

.....

**AFFIDAVIT FOR GARNISHMENT  
ON JUDGMENT**

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Filed in Office,

.....19.....

.....  
Clerk.  
.....

TONSMEIRE & MCFADDEN  
ATTORNEYS AND COUNSELLORS AT LAW  
718 DOWNTOWNER BOULEVARD  
MOBILE, ALABAMA 36609

GEORGE A. TONSMEIRE  
STOVA F. MCFADDEN  
RAY G. RILEY, JR.  
CHASE R. LAURENDINE

May 19, 1972

TELEPHONE: 342-9172  
AREA CODE: 205

Mrs. Eunice Blackmon  
Clerk  
Circuit Court of Baldwin County  
Bay Minette, Alabama

Re: Billups Western Petroleum Co. vs. Fred E. Peevy, Sr.  
Garnishment - No. 9348 1/2

Dear Mrs. Blackmon:

As per letter dated April 13, 1972, the garnishee in the captioned cause informed us that the defendant had left their employment and was now employed with the company known as Leary & Owens. Therefore, please have the captioned garnishee discharged and cause the enclosed affidavit for garnishment to be filed against his new employer.

I note that the captioned matter is set on the June 12th, 1972 deposition docket, and I assume that by discharging the captioned garnishee that we will not have to appear on this date.

Your continued assistance and consideration are appreciated.

Sincerely,

TONSMEIRE & MCFADDEN



Ray G. Riley, Jr.

lh

*Corrected*

CC LAW 12-2M-6-69

AFFIDAVIT FOR GARNISHMENT  
ON JUDGMENT

THE STATE OF ALABAMA }  
MOBILE COUNTY  
Baldwin

CIRCUIT COURT

Personally appeared before me, John E. Mandeville, Clerk of the Circuit Court in and for Mobile County and State aforesaid Ray G. Riley, Jr.

who being duly sworn, on oath says, that on the 3rd day of November, 1970.  
in the Circuit Court of Mobile County, in Case No. 9348 The Plaintiff

Billups Western Petroleum Co. a corporation

recovered a judgment against Fred E. Peevy, Sr.

the Defendant, whose address  
is P.O. Box 5243, Mobile, Alabama

for the sum of \$935.91

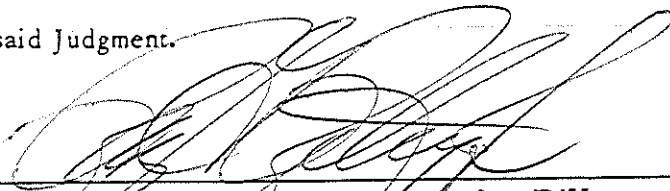
Dollars, besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect;  
that Leary & Owens Equipment Company, Inc.

whose address is 1155 Telegraph Road, Prichard, Alabama

Fred E. Peevy, Sr.  
is supposed to be indebted to or have effects of the said

in its possession or under its  
control, and that he believes process of Garnishment against the said Leary & Owens  
Equipment Company, Inc.

is necessary to obtain satisfaction of said Judgment.

  
Ray G. Riley, Jr., Attorney for Billups  
Western Petroleum Co.

Sworn to and subscribed this 23

day of May A.D., 1972

Ernie B. Blackburn  
Clerk

No. ....

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**CIRCUIT COURT**

---

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vs.

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**AFFIDAVIT FOR GARNISHMENT  
ON JUDGMENT**

---

Filed in Office,

.....19.....

.....  
Clerk.  
.....

**THE STATE OF ALABAMA**  
**BALDWIN COUNTY**

CIRCUIT COURT, BALDWIN COUNTY

TERM, 19.....

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular..... Term, 19....., of the Circuit Court of Baldwin County, to-wit: On the .....3rd..... day of .....November....., 19.....70, being a regular day of said term, ..... Billups Western Petroleum Company, a corp.....

recovered judgment against ..... Fred E. Peevy, Sr.....

for the sum of Nine Hundred Thirty-five & 91/100----- Dollars, and cost of suit, and affidavit having been made by ..... Ray G. Riley, Jr., Attorney for Plaintiff..... that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the following named persons or corporations, vis:

Leary & Owens Equipment Company, Inc., 1155 Telegraph Road, Prichard, Ala.....

has or is believed to have in its..... possession, or under its..... control money or effects belonging to said defendant Fred E. Peevy, Sr..... or that it..... is, or is believed to be indebted to said defendant ..... or to be liable to them, or to one of them on a contract for the delivery of personal property, 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 ..... Leary & Owens Equipment Company, Inc., 1155 Telegraph Road, Prichard, Ala.....

to file an answer in duplicate to the Circuit Court for Baldwin County, at the Court House thereof, in the city of Bay Minette, within 30 days from ..... the service of the garnishment, or at the making its..... answer, or at any time intervening the time of serving the garnishment, and making the answer ..... was it..... indebted to said defendant Fred E. Peevy, Sr..... and whether it..... will not be indebted in future to said defendant Fred E. Peevy, Sr..... by a contract then existing, and whether by a contract then existing ..... 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 whether it..... has not in ..... its..... possession or under its..... control money or effects belonging to the defendant,..... Fred E. Peevy, Sr.....

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

Eunice B. Blackmon,  
Witness, ..... Clerk of said Court, this.....23rd..... day of May..... A. D.. 19.....72

Issued .....23rd.....day of May..... A. D., 19.....72

ATTEST:

Eunice B. Blackmon Clerk

Received 24 Day of May 1972  
and on 29 Day of May 1972  
I served a Copy of the within Leary & Owens Equipment Co.  
on Leary & Owens Equipment Co.  
by service on Mr. Ray G. Riley, Jr.

RAY D. BRIDGES, Sheriff  
By C. E. Williams D. S.

RECEIVED SHERIFF DEPT.  
MOBILE COUNTY, ALA.  
MAY 24 2 23 PM '72  
BY

9/307  
Daw

CIRCUIT COURT, BALDWIN COUNTY

9348 1/2 A  
No.

BILLUPS WESTERN PETROLEUM CO., INC., A CORP.

VS. } GARNISHMENT ON JUDGMENT

FRED E. PEEVY, SR.,  
Leary & Owens, Equipment Co., Inc.  
1155 Telegraph Rd., Prichard, Ala.

Issued 23rd day of May 1972

Returnable        day of        19      

Tonsmeire & McFadden  
By Ray G. Riley, Jr.  
718 Downtowner Boulevard Attorney  
Mobile, Alabama 36609

Moore Printing Co. - Bay Minette, Ala.

MAY 23 1972

JAY D. BRIDGES

## STATE OF ALABAMA

Baldwin County

TO Fred E. Peevy, Sr. Defendant.....:

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

Billups Western Petroleum Company Plaintiff.....,versus Fred E. Peevy, Sr. Defendant.....,

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

Leary & Owens Equipment Company, Inc. 1155 Telegraph Road, Prichard .....

have. been named as Garnishee.....

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

23rd day of May....., 1972.

Ernie B. Blackmon  
Clerk of the Circuit Court.



NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

TO

FRED E. PEEVY, SR.

BILLUPS WESTERN PETROLEUM CO.

A Corp.

Plaintiff....

VS.

FRED E. PEEVY, SR.,

Defendant....

RAY G. RILEY, JR.,

Atty.

MAY 23 1972

JAYES

EXECUTED

This 22 day of May, 1972  
by serving a copy of the within on

RAY D. BRIDGES, Sheriff

By C. D. Smith D.S.

**LEARY**

**AND**

**WENS EQUIPMENT COMPANY, INC.**



3165 MOBILE ROAD  
MONTGOMERY, ALABAMA 36101

June 12, 1972

Mrs. Eunice B. Blackmon  
Clerk, Circuit Court  
Baldwin County  
Bay Minette, Alabama 36507

Dear Mrs. Blackmon:

This will acknowledge receipt of the Garnishment on Judgment No. 9348 $\frac{1}{2}$ A with a judgement against Fred E. Peevy, Sr.

We hold no funds of Mr. Peevy's; however, he is employed by us and we will deduct 25% of all earnings and remit to you approximately the 10th of each month. If this is satisfactory, please note on the copy of the letter enclosed, and return it to us.

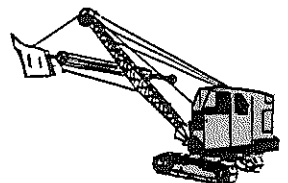
Yours truly,

Alton B. Cumbs  
Secretary & Treasurer

ABC:ow  
Enclosure



EARTH MOVING & CONSTRUCTION EQUIPMENT



93 48 1/2 A,

TONSMEIRE & McFADDEN  
ATTORNEYS AND COUNSELLORS AT LAW  
718 DOWNTOWNER BOULEVARD  
MOBILE, ALABAMA 36609

September 15, 1972

TELEPHONE: 342-0172  
AREA CODE: 205

GEORGE A. TONSMEIRE  
STOVA F. McFADDEN  
RAY C. RILEY, JR.  
CHASE R. LAURENDINE

Mr. Alton B. Cumbus  
Leary and Owens Equipment Company, Inc.  
P. Box 710  
Montgomery, Alabama 36101

Re: Fred E. Peevy, Sr.

Dear Mr. Cumbus:

As per your letter of June 12, 1972, please deduct from Mr. Peevy's wages and forward same to Mrs. Eunice B. Blackmon, Clerk, Circuit Court, Baldwin County, Bay Minette, Alabama 36507. A machine copy of your letter of June 12, 1972 is enclosed for your reference.

Your assistance in this matter is very much appreciated.

Sincerely,

TONSMEIRE & McFADDEN

  
Ray G. Riley, Jr.

cr

cc: Mrs. Eunice B. Blackmon  
Clerk, Circuit Court, Baldwin County

THE STATE OF ALABAMA

Baldwin COUNTY

CIRCUIT COURT

9348 LA

Term, 19\_\_

No. 9348 LA

vs.

Billups Western Petroleum Co.  
vs.  
Frank E. Perry, Jr.

## BILL OF COSTS

CLERK'S FEES:	AMOUNT	SUMMARY OF FEES, COSTS AND JUDGMENT:	AMOUNT
1. Suits for \$100.00 or less.....\$ 6.00		1. Clerk's Fees .....	6 00
2. Suits for over \$100.00 but less than \$1000 10.00		2. Ex-Clerk's Fees .....	3 00
3. Suits for \$1000.00 and over..... 20.00		3. Sheriff's Fees .....	
4. Suits Detinue, ejectment, etc..... 10.00		4. Ex-Sheriff's Fees .....	
5. Suits not otherwise provided for..... 10.00		5. Trial Tax .....	3 00
6. Appeal from Justice of Peace, etc..... 6.00		6. Court Reporter's Fee, per day.....\$	
7. Garnishment on Judgment, etc..... 6.00	6 00	7. Witness Fees .....	
8. Workmen's Compensation-Petition Settlement ..... 10.00		8. Commissioner's Fees .....	
9. Appeals from State Dept. of Pub. Safety, etc..... 10.00		9. Garnishee's Fees .....	
10. Motion to sell real estate-J. P. levy..... 6.00		10. Publisher's Fees .....	
11. Mandamus, writ of prohibition, etc..... 15.00		11. ....	
12. Recording Executions-State Agencies..... 3.00		12. ....	
13. Copy of Record-per 100 words..... .15		13. Clerk's Fees in Inferior Court.....	
14. Certifying Abstract in transcript..... 5.00		14. Sheriff's Fees in Inferior Court.....	
15. Record for Supreme-Appeals Ct. per 100 wds. .... .15		15. Witness Fees in Inferior Court.....	
16. Additional copies Record-Appeals per 100 wds. .... .05		16. ....	
17. Taking Appeal Bond ..... .75		17. Justice of Peace Fees.....	
18. Reporter's Transcript on Appeal..... 10.00		18. Constable's Fees .....	1 00
19. Appeals Courts Concurrent Jurisdiction..... 15.00		19. Law Library Fee.....	
20. Application-Habeas Corpus ..... 6.00		20. Cost in Appealed Cases Docketed (Total).....	
21. ....		TOTAL FEES AND COST	
22. ....		21. ....	
Total Clerk's Fees .....	6 00	22. Judgment .....\$	935 91
SHERIFF'S FEES:		23. 10% Damages .....\$	
23. Serving summons and complaint .....\$ 1.50		24. Interest .....\$	
24. Levying attachment and return..... 6.25		TOTAL JUDGMENT.....	
25. Seizing personal property-Detinue ..... 6.00		TOTAL FEES, COST AND JUDGMENT.....	944 91
26. Approving bond, each..... 2.00	1 50		
27. Serving Garnishee-Writ ..... 1.50	1 50		
28. Serving Sci. Fa. or notice ..... 1.50			
29. Serving subpoenas, each..... .75			
30. Impanelling Jury ..... .75			
31. Serving Contempt Attachment ..... 1.50			
32. Collecting execution for cost only..... 1.50			
33. Commissions on Execution .....			
34. Executing Writ of Possession, each ..... 5.00			
35. Making Deed to Real Estate sold, each ..... 2.50			
36. Mileage, each ..... .10			
37. ....			
38. ....			
Total Sheriff's Fees <u>Bridges</u> .....	3 00		

I certify that the within is a true and correct Bill of Cost in the within styled case.

*Emmie B. Blackman*

ATTEST: Clerk Circuit Court \_\_\_\_\_ County, Ala.

Received payment, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

ATTEST: Clerk Circuit Court \_\_\_\_\_ County, Ala.

No. <u>9348 1/2 A</u>	Page _____
THE STATE OF ALABAMA	
<u>Baldwin</u> COUNTY	
CIRCUIT COURT	
<u>Buttress Western</u>	
<u>Petroleum Co.</u>	
vs.	Plaintiff
<u>Fred. E. Peewy, Jr.</u>	
	Defendant
CIVIL COST BILL	
Term, 19____	
Fee Book _____	, Page _____
Plaintiff's Attorney	
Defendant's Attorney	

Bay Minette, Ala.,

May 23 1972

To the Sheriff of Mobile County, Alabama

I enclose herewith a Writ + Notice for

Service on (Writ - Seary + Owens,  
Equipment Co, Prichard) (Notice -  
Gild E. Peery, Jr.) Thanks!

Please serve and return as early as possible.

Taylor Wilkins  
Sheriff, Baldwin County, Alabama

(If not found in your county, please advise promptly giving information as to present location if possible)