

FIRST NATIONAL BANK OF BAY MINETTE,	)	
A National Banking Association,	)	IN THE CIRCUIT COURT OF
	)	
Plaintiff,	)	
	)	
vs.	)	BALDWIN COUNTY, ALABAMA
	)	
WENDELL E. HARDY,	)	
	)	AT LAW.
Defendant.	)	

The Plaintiff claims of the Defendant the sum of FIVE HUNDRED SEVENTY FIVE AND NO/100 DOLLARS (\$575.00), the balance due by Promissory Note made by him on October 31, 1969, payable in 24 monthly installments of \$27.00 each, commencing on the 10th day of December, 1969, with interest thereon at the rate of eight percent per annum, from March 10, 1970, the date of default by said Defendant; Plaintiff further alleges that in and by the terms of said note, the failure to pay any installment accelerated the balance due under said note, and that said Defendant defaulted in his obligation to pay the installments as set forth.

Plaintiff further alleges that in and by the terms of said note, the Defendant waived all rights of homestead under the Laws of the State of Alabama, and Plaintiff claims the benefit of said waiver.

Plaintiff further alleges that in and by the terms of said note the Defendant agreed to pay all costs of collection, including a reasonable attorney's fee, and Plaintiff claims the further benefit of a reasonable attorney's fee in the premises.

*J. Paul Owens, Jr.*  
 Attorney for Plaintiff.

**FILED**

NOV 4 1970

**ALICE J. DUEK** CLERK REGISTER

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA  
Baldwin County

Circuit Court, Baldwin County

No.....

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon ..... WENDELL E. HARDY  
..... c/o Hadley Motor Company  
..... Bay Minette, Alabama

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.....

WENDELL E. HARDY ..... Defendant.....

by ..... FIRST NATIONAL BANK OF BAY MINETTE, a National Banking  
..... Association ..... Plaintiff.....

Witness my hand this..... 4th ..... day of ..... November ..... 19..... 70

*Alice J. [Signature]* Clerk

24  
11-11-70

February 18, 1971

Thomas-Corte Pontiac, Inc.  
Fairhope, Alabama

Gentlemen:

Mr. Wendell Hardy has made satisfactory arrangements with this office and the First National Bank of Bay Minette this date to the payment of the obligation set forth in the garnishment served against you.

Accordingly, this office is dismissing the garnishment and there would be no further requirement on you part to answer these proceedings.

Thank you for your consideration in this matter.

Sincerely yours,

J. Connor Owens, Jr.

JCO:am

CC: Mrs. Eunice B. Blackmon  
Clerk of Circuit Court  
Bay Minette, Alabama

EUNICE: This is case no. 9538, and the First National Bank is supposed to put a check in the mail to cover the court costs, including costs of garnishment. If you don't get it, please let me know.

95-38 1/2

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

EUNICE B. BLACKMON  
Clerk of the Circuit Court

Personally appeared before me, ~~Adair N. Dyer~~ Clerk of the Circuit Court in and for Baldwin County and State  
aforesaid J. CONNOR OWENS, JR.

who being duly sworn, on oath says, that a regular Term  
of the Circuit Court of Baldwin County, to-wit: on the 26th day of January

19 71, FIRST NATIONAL BANK OF BAY MINETTE, a National Banking Association  
recovered a judgment against WENDELL E. HARDY

for the sum of  
SEVEN HUNDRED FIFTEEN AND NO/100 Dollars

besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that  
THOMAS-CORTE PONTIAC, INC.,  
FAIRHOPE, ALABAMA

supposed to be indebted to or have effects of the said Wendell E. Hardy  
in its possession, or under its Control, and that he believes process of  
Garnishment against said Thomas-Corte Pontiac, Inc.,  
is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this 10th  
day of February A. D. 19 71

*Eunice B. Blackmon*  
Clerk.

*J. Connor Owens Jr.*

NO. ....

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**Circuit Court**

---

.....

vs.

.....

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**A F F I D A V I T**  
**G A R N I S H M E N T O N J U D G M E N T**

---

Filed this ..... day of

....., 19.....

.....  
Clerk.

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 .....26th.....day of.....January....., 19.....71being a regular day of said term, .....FIRST NATIONAL BANK OF BAY MINETTE, a National Banking Association, recovered judgment against .....WENDELL E. HARDY.....

for the sum of .....SEVEN HUNDRED FIFTEEN AND NO/100----- Dollars, and cost of suit, and affidavit having been made by .....J. Connor Owens, Jr.,..... that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the following named persons or corporations, vis:

THOMAS-CORTE PONTIAC, INC.  
FAIRHOPE, ALABAMA

has or is believed to have in .....Its..... possession, or under .....its..... control money or effects belonging to said defendant.....Wendell E. Hardy... 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, 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 .....

THOMAS-CORTE PONTIAC, INC.,  
Fairhope, Alabama

to be and appear before the honorable Judge of the Circuit Court for Baldwin County, at the Court House thereof, in the city of Bay Minette, ~~on the xxxxxx Monday xxxxxxxxxxxxxxxxxxxxxxxx~~ within thirty days from service hereof ~~and there within the three first days of the xxxxxx Monday xxxxxxxxxxxxxxxxxxxxxxxx~~ 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.....it..... was ..... indebted to said defendant ..... and whether .....it..... will not be indebted in future to said defendant ..... by a contract then existing, and whether by a contract then existing ....it..... 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 Wendell E. Hardy

Herein fail not, and have you then and there this Writ.  
EUNICE B. BLACKMON  
Witness, ~~ALICE DUCK~~ Clerk of said Court, this.....10th..... day of...February, A. D., 19..71.  
Issued .....10th.....day of ...February..... A. D., 19..71.

ATTEST:  
*Eunice B. Blackmon* Clerk.

S

CIRCUIT COURT, BALDWIN COUNTY

No. 9538 1/2

*First National Bank  
of Bay Minette,*

VS. } GARNISHMENT ON JUDGMENT

*Wendell E. Hardy*

Issued \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_

Returnable \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_

*J. Leonard Lewis*  
Attorney

Moore Printing Co. - Bay Minette, Alabama

TAYLOR WILKINS, SHERIFF OF BALDWIN COUNTY, ALABAMA, CLAIM \$1.50 EACH FOR SERVING \_\_\_\_\_ PROCESSES) AND TRAVEL EXPENSE ON EACH OF \$ 7.50 PROCESSES) OR A TOTAL OF \$ 8.50

*1100  
1000*

Received 10 day of April 1971  
and on 12 day of Feb- 1971

I served a copy of the within Writ  
on Thomas Certe Pontiac

By service on Mrs. Bani (booked)

TAYLOR WILKINS, Sheriff  
By J. C. [Signature] D.S.

STATE OF ALABAMA

Baldwin County

TO ..... WENDELL E. HARDY  
STAPLETON, ALABAMA ..... Defendant.....:

YOU ARE HEREBY NOTIFIED that a Writ of Garnishment has been issued in the case of..  
..... FIRST NATIONAL BANK OF BAY MINETTE ..... Plaintiff.....  
versus ..... WENDELL E. HARDY ..... Defendant.....

now pending in the Circuit Court of Baldwin County, Alabama, Law Side, in which .....  
..... THOMAS-CORTE PONTIAC, INC., Fairhope, Alabama .....  
.....

ha.S... been named as Garnishee.....

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

10 day of February, 1971

*Ernie S. Blackmer*  
Clerk of the Circuit Court.



9528 1/2

NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

TO

Wendell C. Hardy

First National Bank  
of Bay Minette Plaintiff....

VS.

Wendell C. Hardy  
WORKS THOMAS CORTE PORTIER  
EUROPE, ALABAMA

Defendant....

J. Connor Lewis, Jr.

TAYLOR WILKINS, SHERIFF OF BALDWIN  
COUNTY, ALABAMA, CLAIM \$1.50 EACH  
FOR SERVING \_\_\_\_\_ PROCESSES AND  
TRAVEL EXPENSE ON EACH OF \$ 7.50  
PROCESSES) OR A TOTAL OF \$ 8.50

garnishes

2-14-70  
7.00  
1.50  
8.50

Received 10 day of July 1971  
and on 20 day of Feb. 1971  
I served a copy of the within Notice  
on Wendell C. Hardy  
By service on Wendell C. Hardy

TAYLOR WILKINS  
BY W. Connor