

STATE OF ALABAMA

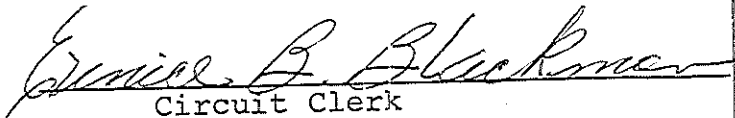
WRIT OF ATTACHMENT

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Norborne C. Stone, Jr., as attorney for Peoples Fertilizer Company, a corporation, hath complained on oath to me, Eunice B. Blackmon, Clerk of the Circuit Court of Baldwin County, Alabama, that Robert Eicher is justly indebted to Peoples Fertilizer Company, a corporation, in the sum of Twelve Thousand Six Hundred Fifty-six Dollars and Eleven Cents (\$12,656.11) together with interest thereon at the rate of eight per cent (8%) per annum from June 1, 1971, and the further sum of Two Thousand Five Hundred Dollars (\$2,500.00) as a reasonable attorney's fee, and Affidavit having been made as required by law in such cases, you are hereby commanded to attach so much of the estate of Robert Eicher as will be of value to satisfy the said debt and costs according to the complaint; and such estate, unless replevied, so to secured that the same may be liable to further proceedings thereon, to be had in the Circuit Court of Baldwin County, Alabama to be held at the Courthouse thereof, when and where you must make known how you have executed this writ.

WITNESS my hand this 29 day of December, 1971.


Circuit Clerk

Title 7, Section 845, et seq.

FILED

DEC 29 1971

EUNICE B. BLACKMON
CIRCUIT CLERK

December 29, 1971

CORRECTED RETURN 12 Jan. 1972

The here in writ of attachment was executed by levying on the following property of the defendant, to wit:

SW 1/4 of NE 1/4 and SE 1/4 of NW 1/4 Sec. 15 T8S R4E
NW 1/4 of SE 1/4 Sec. 15 T8S R4E
NE 1/4 of SW 1/4 Sec. 26 T8S R4E
E 1/2 of SW 1/4 Sec. 27 T8S R4E
E 1/2 of NE 1/4 Sec. 32 T8S R4E

Said levy was recorded in the Office of Probate, Baldwin County, Ala. and posted at the Courthouse door.

Taylor Wilkins
Sheriff of Baldwin County

By: T.M. Byrd
T.M. Byrd
Deputy Sheriff

10,175

PEOPLES FERTILIZER COMPANY,
A Corporation,
Plaintiff,

vs.

ROBERT EICHER,
Defendant.

* * * * *

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

* * * * *

WRIT OF ATTACHMENT

* * * * *

DEC 29 1971

TAYLOR WILKINS
SHERIFF

Received 29 day of Dec. 19 71
and on _____ day of _____ 19____
I served a copy of the within Writ of Attachment
Robert Eicher
By service on _____
TAYLOR WILKINS, Sheriff
By _____ D.S.

Sheriff claims 100 miles at
Ten Cent per mile Total \$ 10.00
TAYLOR WILKINS, Sheriff
BY Robert Eicher
Deputy Sheriff

72

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 Robert Eicher 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 Peoples Fertilizer Company, a corporation.

WITNESS my hand this 29 day of December, 1971.

Eunice B. Blackmon
Clerk

PEOPLES FERTILIZER COMPANY, X
A corporation, X

Plaintiff, X

vs. X

ROBERT EICHER, X

Defendant. X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

10,175

The Plaintiff claims of the Defendant Twelve Thousand Six Hundred Fifty-six Dollars and Eleven Cents (\$12,656.11) due by Promissory Note made by him on the 2nd day of December, 1970 and payable on the 1st day of June, 1971, together with interest thereon at the rate of eight per cent (8%) per annum from June 1, 1971 as provided in said note.

The Plaintiff further alleges that in and by the terms of said Promissory Note, the Defendant agreed to pay all costs of

collecting or securing, or attempting to collect or secure said note, including a reasonable attorney's fee and the Plaintiff claims of the Defendant the further and additional sum of Two Thousand Five Hundred Dollars (\$2,500.00) as such reasonable attorney's fee.

The Plaintiff further alleges that in and by the terms of said Promissory Note, the Defendant waived as to the debt evidenced thereby all right of exemption under the Constitution and laws of Alabama or any other State as to personal property and the Plaintiff claims the benefit of such waiver of exemption.

CHASON, STONE & CHASON

By: 

Attorneys for Plaintiff

The Defendant is a non-resident
of the State of Alabama residing
at 1600 Dawn Avenue, Merced,
California, 95340

FILED

DEC 29 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

PEOPLES FERTILIZER COMPANY,
A Corporation,

Plaintiff,

vs.

ROBERT EICHER,

Defendant.

* * * * *

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

* * * * *

SUMMONS AND COMPLAINT

* * * * *

The Baldwin Times

"Baldwin's Only All County Newspaper"

BAY MINETTE, ALABAMA

J. H. FAULKNER, Publisher

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

J. H. Faulkner

, being duly sworn, deposes and says
that he is the EDITOR of THE BALDWIN TIMES, a Weekly Newspaper
published at Bay Minette, Baldwin County, Alabama; that the notice hereto
attached of

Peoples Fertilizer vs. Eicher

COST STATEMENT

275 WORDS @ 13 cents \$ 35.75
I hereby certify this is correct, due and unpaid (paid).

Editor

was published in said newspaper for 3 consecutive weeks in the following
issues:

Date of 1st publication January 20, 1972 Vol. 82 No. 4

Date of 2nd publication January 27 n, 1972 Vol. 82 No. 5

Date of 3rd publication February 3, 1972 Vol. 82 No. 6

Date of 4th publication, 19 Vol. No.

Subscribed and sworn before the undersigned this 3 day of Feb, 1971

Notary Public, Baldwin County.

Editor

FILED

FEB 7 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

PEOPLES FERTILIZER
COMPANY,
a Corporation
Plaintiff,
VS.
ROBERT EICHER
Defendant
IN THE CIRCUIT COURT
OF BALDWIN COUNTY,
ALABAMA
AT LAW

NOTICE OF ATTACHMENT TO NON RESIDENT

WHEREAS, the Plaintiff Peoples
Fertilizer Company, a Corporation
sued out in this Court a Writ of At-
tachment against the Defendant;
and

WHEREAS said Writ of At-
tachment was executed by the
Sheriff of Baldwin County, Alabama
on the 29th day of December, 1971 by
levying upon the following described
property of the Defendant, to-wit:
Southwest Quarter of the Nor-
theast Quarter and the Southeast
Quarter of the Northwest Quarter
of Section 15, Township 8 South,
Range 4 East; The Northwest
Quarter of the Southeast Quarter
of Section 15, Township 8 South,
Range 4 East; The Northeast
Quarter of the Southwest Quarter
of Section 26, Township 8 South,
Range 4 East; The East one-half
of the Southwest Quarter of
Section 27, Township 8 South,
Range 4 East; The East one-half
of the Northeast Quarter of Sec-
tion 32, Township 8 South, Range 4
East.

AND WHEREAS, the said
Defendant is a non-resident of the
State of Alabama and that the place
of residence and the Post Office
address of said Defendant is 1600
Dawn Avenue, Merced, California
95340.

NOW THEREFORE, the
Defendant Robert Eicher is hereby
notified of the issuance of such
Attachment and the execution
thereof and to be and appear if he
thinks proper, to defend said Suit on
or before the 6th day of March, 1972
or suffer a default judgment ren-
dered against him.

Witness my hand and seal this 12th
day of January, 1972.

EUNICE B. BLACKMON
Circuit Clerk

OF COUNSEL:
CHASON, STONE & CHASON
Attorneys at Law
Bay Minette, Alabama

Paid
Chason, Stone & Chason

Notice of Levy on Real Estate

Peoples Fertilizer Co. Plaintiff,

VS.

Baldwin County Circuit Court

Robert Eicher Defendant

To Honorable Harry D'Olive Judge of Probate, Baldwin County, Alabama:

Notice is hereby given that under a Writ of Attachment

issued in favor of the Plaintiff in above entitled cause, I have levied on the following described property

of said Defendants, described as follows, viz:

SW 1/4 of NE 1/4 and SE 1/4 of NW 1/4 Sec. 15 T8S R4E

NW 1/4 of SE 1/4 Sec. 15 T8S R4E

NE 1/4 of SW 1/4 Sec. 26 T8S R4E

E 1/2 of SW 1/4 Sec. 27 T8S R4E

E 1/2 of NE 1/4 Sec. 32 T8S R4E

The above described Real Estate being in Baldwin County, Alabama

Given under my hand this 29 day of December 19 71

Taylor Williams
 Sheriff of Baldwin County, Alabama

NP

Received 29 day of Dec. 1971
and on _____ day of _____ 19____
I served a copy of the within Notice of Levy
on Robert Eicher

DEC 29 1971
TAYLOR WILKINS
SHERIFF

By service on _____

TAYLOR WILKINS, Sheriff
By _____ D. S.

Returned 6 day of Jan. 1971
Not found in my county after diligent search and in-
quiry.
Taylor Wilkins, Sheriff
Chas
By _____

PEOPLES FERTILIZER COMPANY, X
A Corporation, X

Plaintiff, X

IN THE CIRCUIT COURT OF

vs. X

BALDWIN COUNTY, ALABAMA

ROBERT EICHER, X

AT LAW

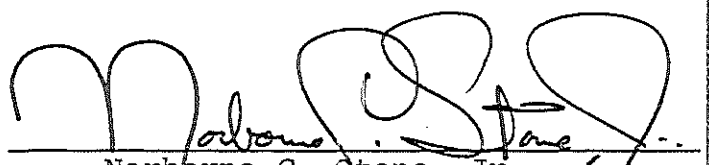
Defendant. X

10/175

AFFIDAVIT OF ATTACHMENT

Before me, the undersigned authority, personally appeared Norborne C. Stone, Jr., who is known to me and who, after being by me first duly and legally sworn, did depose and say under oath as follows:

That his name is Norborne C. Stone, Jr. and he is the attorney for Peoples Fertilizer Company, a corporation, the Plaintiff in that certain cause now pending in the Circuit Court of Baldwin County, Alabama, At Law, wherein the said Peoples Fertilizer Company, a corporation, of Foley, Alabama, is the Plaintiff and Robert Eicher is the Defendant. That the said Robert Eicher resides out of the State of Alabama at 1600 Dawn Avenue, Merced, California, 95340. That the said Robert Eicher is indebted to Peoples Fertilizer Company in the amount of Twelve Thousand Six Hundred Fifty-six Dollars and Eleven Cents (\$12,656.11) together with interest thereon at the rate of eight per cent (8%) per annum from June 1, 1971 and that said amount is justly due. That the attachment is not sued out for the purpose of vexing or harassing the Defendant.


Norborne C. Stone, Jr.
FILED

Sworn to and subscribed before
me this 29th day of December, 1971.

DEC 29 1971


Notary Public, Baldwin County, Alabama

EUNICE B. BLACKMON CIRCUIT CLERK

PEOPLES FERTILIZER COMPANY,
A Corporation,
Plaintiff,

vs.

ROBERT EICHER,
Defendant

* * * * *

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

* * * * *

AFFIDAVIT OF ATTACHMENT

* * * * *

PEOPLES FERTILIZER COMPANY,	X	
a Corporation	X	IN THE CIRCUIT COURT OF
Plaintiff,	X	BALDWIN COUNTY ALABAMA
	X	
vs.	X	AT LAW 10/175
ROBERT EICHER	X	
	X	
Defendant.	X	

NOTICE OF ATTACHMENT TO NON RESIDENT

WHEREAS, the Plaintiff Peoples Fertilizer Company, a Corporation sued out in this Court a Writ of Attachment against the Defendant; and

WHEREAS said Writ of Attachment was executed by the Sheriff of Baldwin County, Alabama on the 29th day of December, 1971 by levying upon the following described property of the Defendant, to-wit:

Southwest Quarter of the Northeast Quarter and the Southeast Quarter of the Northwest Quarter of Section 15, Township 8 South, Range 4 East; The Northwest Quarter of the Southeast Quarter of Section 15, Township 8 South, Range 4 East; The Northeast Quarter of the Southwest Quarter of Section 26, Township 8 South, Range 4 East; The East one-half of the Southwest Quarter of Section 27, Township 8 South, Range 4 East; The East one-half of the Northeast Quarter of Section 32, Township 8 South, Range 4 East,

AND WHEREAS, the said Defendant is a non-resident of the State of Alabama and that the place of residence and the Post Office address of said Defendant is 1600 Dawn Avenue, Merced, California 95340;

NOW THEREFORE, the Defendant Robert Eicher is hereby notified of the issuance of such Attachment and the execution

thereof and to be and appear if he thinks proper, to defend said Suit on or before the 6th day of March, 1972 or suffer a default judgment rendered against him.

Witness my hand and seal this 12 day of January, 1972.

Ernest B. Blackman
Circuit Clerk

OF COUNSEL:

CHASON, STONE & CHASON
Attorneys at Law
Bay Minette, Alabama

DEMURRER

PEOPLES FERTILIZER COMPANY,)	
A corporation,)	IN THE CIRCUIT COURT OF
)	BALDWIN COUNTY, ALABAMA
Plaintiff,)	
VS.)	AT LAW
ROBERT EICHER,)	CASE NO. <u>18,125</u>
)	
Defendant.)	

1.

The Complaint filed in the above styled cause fails to state a cause of action.

WILTERS & BRANTLEY

BY: Sm Brantley
Attorneys for Defendant

The Defendant demands a trial by jury.

WILTERS & BRANTLEY

BY: Sm Brantley
Attorneys for Defendant

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 17 day of Feb 1972 served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States Mail, properly addressed, and first class postage prepaid.

WILTERS & BRANTLEY

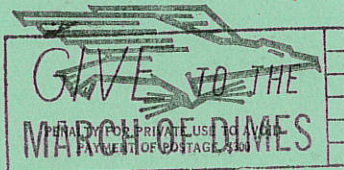
BY: Sm Brantley

FILED

FEB 17 1972

EUNICE B. BLACKMON CIRCUIT CLERK

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

RETURN
TO

Eunice B. Blackmon, Circuit Clerk
P. O. Box 239
Bay Minette, Alabama 36507

EUNICE B. BLACKMON
CLERK
CIRCUIT

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and address
where delivered



Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

CERTIFIED NO.

69074

INSURED

DATE DELIVERED

JAN 14 1972

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

SHOW WHERE DELIVERED (*only if requested*)

3

1600 Dawn ave Milledgeville Ga