

GULF CLARKLIFT INCORPORATED, (IN THE CIRCUIT COURT OF
a corporation, (BALDWIN COUNTY, ALABAMA,
Plaintiff, (AT LAW
vs. (
MAGNOLIA MILL & MANUFACTURING (
COMPANY, INC., a corporation, (
Defendant. (CASE NO. 10,351

COUNT ONE

Plaintiff claims of the defendant the sum of TWO THOUSAND
FOUR HUNDRED FORTY FIVE & 40/100 (\$2,445.40) DOLLARS due from
them by account on, to-wit: October 18, 1971, which sum of money
with the interest thereon is still unpaid.

COUNT TWO

Plaintiff claims of the defendant the sum of TWO THOUSAND
FOUR HUNDRED FORTY FIVE & 40/100 (\$2,445.40) DOLLARS due from
they by account stated on, to-wit: the 18th day of October, 1971,
which sum of money with the interest thereon is still unpaid.

COUNT THREE

Plaintiff claims of the defendant the sum of TWO THOUSAND
FOUR HUNDRED FORTY FIVE & 40/100 (\$2,445.40) DOLLARS for
merchandise had and received by the defendants from the plaintiff
prior to the 18th day of October, 1971, which sum of money with
the interest thereon is still unpaid.

COUNT FOUR

Plaintiff claims of the defendant the sum of TWO THOUSAND
FOUR HUNDRED FORTY FIVE & 40/100 (\$2,445.40) DOLLARS due from
them by account on, to-wit: the 18th day of October, 1971, which
sum of money with the interest thereon is still unpaid. This
suit is filed on an itemized, verified statement of the account,
which is attached hereto and made a part thereof.

PERLOFF, REID & BRISKMAN

J. H. Perkins
Attorneys for Plaintiff

Defendant may be served:
Magnolia Springs, Alabama

APR 17 1972

CLERK
NICE B. BLACKMON

FILED

GULF CLARKLIFT

INCORPORATED

April 12, 1972

2109 WOLF RIDGE ROAD P. O. Box 7524

MOBILE, ALABAMA 36607

PHONE 456-7671

Mr. T. Dwight Reid
Perloff, Reid & Briskman
257 St. Anthony Street
Mobile, Alabama 36603

Dear Mr. Reid:

The following is a statement of account of Magnolia Mill & Manufacturing Company, Magnolia Springs, Alabama as of this date:

10/18/71	Invoice No. 246	\$ 406.00
11/15/71	Invoice No. 292	406.00
12/21/71	Invoice No. 332	406.00
12/21/71	Invoice No. 333	406.00
1/19/72	Invoice No. 365	406.00
2/29/72	Invoice No. 425	415.40
	<u>TOTAL</u>	<u>\$2,445.40</u>

Copies of these invoices are attached hereto.

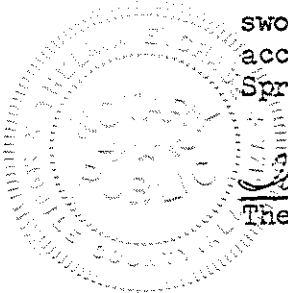
GULF CLARKLIFT, INC.

Don T. Wheeler

Don T. Wheeler
President

On this 12th day of April, 1972, Don T. Wheeler, known to me to be President of Gulf Clarklift, Inc., appeared before me and swore the foregoing to be a true and correct statement of the account of Magnolia Mill and Manufacturing Company, Magnolia Springs, Alabama.

Thelma Chase
Thelma Chase, Notary





GULF CLARKLIFT, INC.
Authorized Clark Rental System Dealer
 2109 Wolf Ridge Road
 P. O. Box 7524 — Mobile, Alabama 36607
 Phone: 456-7671, Area Code 205

Mark's Check: Payable To:

CLARK RENTAL CORPORATION -

RENTED
TO

Magnolia Mill & Mfg. Co. 10291
Magnolia Springs, Ala. 36555

4280

DELIVERED
TO

(SAME AS
RENTED TO
UNLESS
SHOWN)

[illegible]

CLARK
 rental
 system

GULF CLARKLIFT, INC.

Authorized Clark Rental System Dealer

2109 Wolf Ridge Road

P. O. Box 7524 - Mobile, Alabama 36607

Phone: 456-7671, Area Code 205

4280

 DELIVERED
TO

 (SAME AS
RENTED TO
UNLESS
SHOWN)

 RENTED
TO

 Magnolia Mill & Mfg. Co. 10291
 Magnolia Springs, Al. 36355

 Make Checks Payable To
CLARK RENTAL CORPORATION -

PURCHASE ORDER NO./CONTRACT NO. 765		SALESMAN 10291		INVOICE DATE 12/21/71		No 00332		UNIT/CUST. NO. 100.036		KEY 1					
DATE SHIPPED 8/14/71		DELIVERY RECEIPT NO. 1024				TERMS: PAYABLE UPON RECEIPT									
DESCRIPTION				HOURLY USAGE		RENTAL EQUIP. NO.		SALESMAN TERRITORY NUMBER C 8 3 8 5 4		KEY +					
Rental on one Clark Forklift Truck Model CY40B for period of 11/9/71 to 12/7/71				CY40B-264-981		C2468224		COST		KEY					
								UNIT/CUSTOMER NO.		ACC'T NO.		AMOUNT		KEY	
										C 490				-	
										I					
										C 490		400.00		-	
										I					
										C 49				-	
		I													
		C 49						-							
TAXABLE SUB-TOTAL								400.00		S					
1.5% Ala. SALES TAX								3 4 4		6.00					
OTHER TAX								3 4							
TRUCKING															
CUST. BILL								10291		I					
No 00332								SOURCE		25					
CLARK RENTAL SYSTEM								2 3 1 3		+					
								2 3 1 1		+					
								2 3 1 2		-					
								406.00		S					

CLARK
 rental
 system

RENTAL	59	61	62	65	66	67	68
PLAN	KAISER LEASE	LONG TERM	SHORT TERM	RENTAL PURCH. TRANS.	MODERN LEASE	EQUITY LEASE	TARGET LEASE
			XX				

FOR BRANCH USE ONLY	
TAX CODES	

LONG AND SHORT TERM RENTALS - ALL MATERIALS HANDLING EQUIPMENT

CLARK
rental
system

GULF CLARKLIFT, INC.
Authorized Clark Rental System Dealer
2109 Wolf Ridge Road
P. O. Box 7524 - Mobile, Alabama 36607
Phone: 456-7671, Area Code 205

Make Checks Payable To:
CLARK RENTAL CORPORATION -

RENTED TO Magnolia Mill & Mfg. Co. 10291
Magnolia Springs, Al. 36555

4280
DELIVERED TO
(SAME AS RENTED TO UNLESS SHOWN)

PURCHASE ORDER NO./CONTRACT NO. 765		SALESMAN	INVOICE DATE 12/21/71	No 00333		UNIT/CUST. NO.	100,036		KEY 1	
DATE SHIPPED 8/14/71		DELIVERY RECEIPT NO. 1024	TERMS: PAYABLE UPON RECEIPT		SALESMAN TERRITORY NUMBER					
DESCRIPTION			HOURLY USAGE	RENTAL EQUIP. NO.	KEY C 8 8 8 5 4 +					
Rental on one Clark Forklift Truck Model CY40B for period of 12/8/71 to 1/5/72				C2468224	COST		KEY	ACC'T NO.	AMOUNT	KEY
					UNIT/CUSTOMER NO.					
						C	490			
						I				
						C	490	400.00		
						I				
					C	49				
					I					
					C	49				
					I					
					C	49				
TAXABLE SUB-TOTAL					400.00		S	SUB TOTAL		
1.5% % SALES TAX					6.00		-	S/TX (09)		
OTHER TAX							-	S/TX (09)		
TRUCKING							-	0(01)		
FOR BRANCH USE ONLY										
TAX CODES										
CLARK rental system					No 00333		SOURCE 25			
RENTAL PLAN					10291		I			
59 KAISER LEASE							23113		+	
61 LONG TERM							23111		+	
62 XX SHORT TERM							23112		-	
65 RENTAL PURCH. TRANS.										
66 MODERN LEASE										
67 EQUITY LEASE										
68 TARGET LEASE										

CLARK
rental
system

RENTAL	59	61	62	65	66	67	68
PLAN	KAISER LEASE	LONG TERM	SHORT TERM	RENTAL PURCH. TRANS.	MODERN LEASE	EQUITY LEASE	TARGET LEASE

FOR BRANCH USE ONLY	
TAX CODES	

TAXABLE SUB-TOTAL		400.00	S	SUB TOTAL
1.5%	% SALES TAX	344		6.00
	OTHER TAX	34		
TRUCKING				
C.R.C. CUST. BILL		10291	I	406.00

INVOICE



Authorized Clark Rental System Dealer
2109 Wolf Ridge Road
P. O. Box 7524 — Mobile, Alabama 36607
Phone: 456-7671, Area Code 205

DELIVERED
TO
(SAME AS
RENTED TO
UNLESS
SHOWN)

Magnolia Mill & Mfg. 10291
Magnolia Springs, Ala. 36555



CLARK
rental system

CLARK
rental
system

RENTED
TO

Magnolia Hill & Mfg.
Magnolia Springs, Ala.

1024
3655

GULF CLARKLIFT, INC.

Authorized Clark Rental System Dealer
2109 Wolf Ridge Road
P. O. Box 7524 — Mobile, Alabama 36607
Phone: 456-7671, Area Code 205

4280

DELIVERED
TO
(SAME AS
RENTED TO
UNLESS
SHOWN)

Make Checks Payable To
CLARK RENTAL CORPORATION -

PURCHASE ORDER NO./CONTRACT NO. 765		SALESMAN	INVOICE DATE 2/29/72
DATE SHIPPED 8/14/72		DELIVERY RECEIPT NO. 1024	
DESCRIPTION		HOURLY USAGE	RENTAL EQUIP. NO.
Rental on one Clark Forklift Truck Model CY40B for period of 2/3/72 to 2/28/72 3 weeks 2 days			C2468224
CY40B-264-981			

0 00425 UNIT/CUST. NO. 100.036 KEY 1

TERMS: PAYABLE UPON RECEIPT

SALESMAN TERRITORY NUMBER	KEY	ACC'T NO.	AMOUNT	KEY
8	C	490		
8	I			
8	C	490	360.00	
8	I			
8	C	49		
8	I			
8	C	49		

CLARK
rental
system

RENTAL	59	61	62	65	66	67	68
			XX				
PLAN	KAISER LEASE	LONG TERM	SHORT TERM	RENTAL PURCH. TRANS.	MODERN LEASE	EQUITY LEASE	TARGET LEASE

FOR BRANCH USE ONLY

TAX CODES	
--------------	--

TAXABLE SUB-TOTAL

360.00 S SUB TOTAL

1.5% ATSALES TAX

5.10 - 5/TX (09)

OTHER TAX

3.4 - 5/TX (09)

TRUCKING

50.00 - 0101

No 00425

SOURCE

25

CRC CUST BILL	10291	I	23113	+
			23111	+
			23112	-

SUMMONS AND COMPLAINT

MOORE PRINTING CO. BAY MINETTE ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 10,351

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Magnolia Mill & Manufacturing Company, Inc., a corp.

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.....

Magnolia Mill & Manufacturing Company, Inc. a corp.

..... Defendant.....

by Gulf Clarklift Incorporated, a corporation

..... Plaintiff.....

witness my hand this.....17th.....day of.....April.....1972.....

Eunice S. Blackmon Clerk

STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

GULF CLARKLIFT INCORPORATED, A CORP.

Plaintiffs

VS.

MAGNOLIA MILL & MANUFACTURING COMPANY, INC.

A "CORP."

Defendants

SUMMONS AND COMPLAINT

Filed April 17, 1972

Eunice B. Blackmon Clerk

FILED

APR 17 1972

APR 17 1972

EUNICE B. BLACKMON
CIRCUIT CLERK

Perloff, Reid & Briskman

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

APR 17 1972

TAYLOR WALKINS

SHERIFF

19.....

Sheriff

I have executed this summons

this June 12 1972

by leaving a copy with

Magnolia Mills Mfg Co.
Attn: Boardland
Council

Sheriff claims 86 miles

Ten Cents per mile Total \$ 8.60

TAYLOR WALKINS, Sheriff

BY Deputy Sheriff

Deputy Sheriff Sheriff

Deputy Sheriff Deputy Sheriff

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..... July..... Term, 19...⁷²....., of the Circuit Court of Baldwin County, to-wit: On the^{21st} day of July....., 19⁷²....., being a regular day of said term, Gulf Clarkelift, Inc. a corporation

recovered judgment against Magnolia Mill & Manufacturing Company, Inc.

for the sum of (\$2,445.00) Two Thousand Four Hundred Forty-four & no/100----- Dollars, and cost of suit,

and affidavit having been made by Perloff, Reid & Briskman

that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the following named persons or corporations, vis:

..... First National Bank of Fairhope, a banking corporation- 2512 Commercial Park Drive, Fairhope, Alabama

has or is believed to have in its possession, or under its control money or effects belonging to said defendant Magnolia Mill & Manufacturing Co. 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

..... First National Bank of Fairhope, a banking corporation, 2512 Commercial Park Drive, Fairhope, Alabama

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 answer, or at any time intervening the time of serving the garnishment, and making the answer it was indebted to said defendant

Magnolia Mill & Manufacturing Co. and whether will not be indebted in future to said defendant

Magnolia Mill & Manufacturing Co. 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, Magnolia Mill & Manufacturing Co.

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

Eunice B. Blackmon
Witness, Clerk of said Court, this..... 17th day of August....., A. D., 19...⁷²

~~Eunice B. Blackmon~~
Issued 17th day of August....., A. D., 19...⁷²

ATTEST:

..... Eunice B. Blackmon Clerk

Received 10 day of August 1972
and on 25 day of Aug 1972
I served a copy of the within
on Per Mr. Earl, George

By service on George Dyson

TAYLOR WILKINS
BY W. Crook

Sheriff claims 10 miles at
Ten Cents per mile Total \$ 1.00
TAYLOR WILKINS, Sheriff
BY W. Crook DEPUTY SHERIFF

J. Beardsley
J. Dyson

CIRCUIT COURT, BALDWIN COUNTY

No. 10,351 1/2

GULF CLARKELIFT, INC. A CORPORATION

VS. } GARNISHMENT ON JUDGMENT

MAGNOLIA MILL & MANUFACTURING COMPANY, INC.

Issued _____ day of _____ 19____

Returnable _____ day of _____ 19____

RECEIVED

AUG 17 1972

TAYLOR WILKINS
Perloff, Reid & Briskman

Attorney

GULF CLARKELIFT, INC.,
a Corporation,

Plaintiff,

VS.

MAGNOLIA MILL & MANUFACTURING CO,

Defendant.

FIRST NATIONAL BANK OF FAIRHOPE,
Fairhope, Alabama,

Garnishee

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

10,351 1/2

ANSWER OF GARNISHEE

NOW, on this day, comes the FIRST NATIONAL BANK OF FAIRHOPE, Fairhope, Alabama, Garnishee in the above stated cause, and for answer to the Writ of Garnishment served upon it on the 25th day of August, 1972, upon oath, says that it was not indebted to the above named defendant at the time of service of the garnishment in the above stated cause, or at the time of making its answer hereto; and that it will not be indebted in the future to the said defendant by a contract then existing, or at the time of this summons; and that it has not in its possession, or under its control, personal or real property or things in action, belonging to the said MAGNOLIA MILL & MANUFACTURING COMPANY, INC.

And Garnishee, having fully answered, prays to be discharged with its reasonable costs in this behalf expended.

FIRST NATIONAL BANK OF FAIRHOPE
Fairhope, Alabama

By

Affiant

STATE OF ALABAMA
COUNTY OF BALDWIN

Before me, the undersigned Notary Public, personally appeared George C. Dyson, Jr., who being first duly sworn, deposes and says:

That he is Vice President & Cashier of the First National Bank of Fairhope, Fairhope, Alabama, and as such, is authorized to answer garnishments served upon the bank, and that the facts stated in the foregoing affidavit are true and correct and that he has knowledge of the same.

Affiant

Subscribed and sworn to before me on this the 25th day of August, 1972.

FILED

AUG 29 1972

Notary Public, Baldwin County, Alabama

EUNICE B. BLACKMON CIRCUIT
CLERK

FROM

Mrs. Eunice B. Blackman
Clerk, Circuit Court
Baldwin County Courthouse
Bay Minette, Alabama

PERLOFF, REID & BRISKMAN

Attorneys at Law

257 St. Anthony Street

Mobile, Alabama 36603 • Telephone 433-5412

SUBJECT: GULF CLARKLIFT INC., VS. MAGNOLIA MILL & MANUFACTURING COMPANY, INC.

FOLD HERE

DATE

8-15-72

Circuit Court Case #10351

MESSAGE

Attached please find a garnishment I have prepared in regards to the above styled cause and I would appreciate your filing said garnishment at your earliest convenience.

Thanking you for your continued cooperation, I am

PERLOFF, REID & BRISKMAN
Attorneys for the Plaintiff

SIGNED

BY:

DATE

REPLY

SIGNED

THE STATE OF ALABAMA
Baldwin County

10,351 1/2
Circuit Court

the undersigned authority

Personally appeared before me, ~~XXXXXX~~ Clerk of the Circuit Court in and for Baldwin County and State
aforesaid PERLOFF, REID & BRISKMAN

who being duly sworn, on oath says, that a regular Term

of the Circuit Court of Baldwin County, to-wit: on the 21st day of July

19 72 GULF CLARKELIFT, INC., a corporation

recovered a judgment against MAGNOLIA MILL & MANUFACTURING COMPANY, INC.,

a corporation for the sum of

TWO THOUSAND FOUR HUNDRED FORTY FIVE AND 00/100 (\$2,445.00) Dollars

besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that

FIRST NATIONAL BANK OF FAIRHOPE, a banking corporation

2512 Commercial Park Drive

Fairhope, Alabama

supposed to be indebted to or have effects of the said MAGNOLIA MILL & MANUFACTURING COMPANY,

in ITS possession, or under ITS Control, and that he believes process of

Garnishment against said FIRST NATIONAL BANK OF FAIRHOPE

is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this 15th

day of August A. D. 19 72

Susan Mitchell
NOTARY PUBLIC, STATE AT LARGE ~~XXXX~~

AUG 17 1972
EUNICE B. BLACKMON
CIRCUIT
CLERK

T. Bright Reid

NO. 10351

Circuit Court

.....

GULF CLARKLIFT INCORPORATED,
a corporation

vs.

MAGNOLIA MILL & MANUFACTURING
COMPANY, INC., a corporation
Magnolia Springs, Alabama

.....

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.

MOORE PRINTING CO. - BAY MINETTE, ALA.

Law Offices of
PERLOFF, REID & BRISKMAN
257 ST. ANTHONY STREET
MOBILE, ALABAMA 36603

MAKER W. PERLOFF
T. DWIGHT REID
DONALD M. BRISKMAN

December 11, 1972

AREA CODE 205
TELEPHONE 433-5412

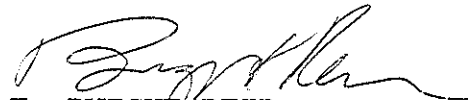
Circuit Court
Baldwin County Courthouse
Bay Minette, Alabama

Re: #10351½-Gulf Clarkelift, Inc.
vs. Magnolia Mill & Mfg. Co., Inc.

Dear Sirs:

Please discharge the garnishment in the above matter issued
to First National Bank of Fairhope.

Very truly yours,


T. DWIGHT REID

/sjm

STATE OF ALABAMA

Baldwin County

TO MAGNOLIA MILL & MANUFACTURING COMPANY,
INC., a corporation Defendant.....:

YOU ARE HEREBY NOTIFIED that a Writ of Garnishment has been issued in the case of..
GULF CLARKLIFT INCORPORATED, a corporation Plaintiff.....,

versus MAGNOLIA MILL & MANUFACTURING COMPANY, INC., Defendant.....,
a corporation

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

NATIONAL BANK OF FAIRHOPE, a banking corporation

has^S been named as Garnishee.....

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

15th day of August, 1972

Emmie B. Blackmon
Clerk of the Circuit Court.
~~NOTARY PUBLIC~~
CLERK OF THE CIRCUIT COURT

9657756 (38)

10,351 1/2

NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

TO

GULF CLARKLIFT INCORPORATED

a corporation

Plaintiff.....

VS.

MAGNOLIA MILL & MANUFACTURING

COMPANY, INC., a corporation

RECEIVED Defendant.....

AUG 17 1972

TAYLOR WILKINS

CLERK

DEPUTY SHERIFF

TAYLOR WILKINS, Sheriff

Ten Cents per mile Total \$ 9.20

Sheriff claims miles at 92

Received 14 day of August 1972
and on 31 day of August 1972
I served a copy of the within on
Magnolia Mill & Manufacturing
Company, Inc.
By service on 14 day of August 1972

TAYLOR WILKINS, Sheriff
By Daniel Williams