

R. ROY REYNOLDS and JOY C. REYNOLDS, )  
JOINTLY AND INDIVIDUALLY, )

PLAINTIFFS, )

vs. )

DON SIMMONS, )

DEFENDANT )

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW 10,646

COUNT I

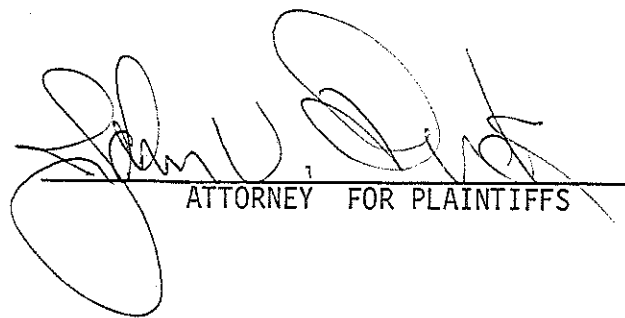
Plaintiffs claim of the Defendant the sum of \$1,263.30 as damages for breach of the Contract entered into by and between the Plaintiffs and the Defendant on the 1st day of January, 1969.

That in and by the terms of said Agreement, the Defendant agreed to purchase the following described real estate situated in Baldwin County, Alabama, to-wit:

The North 80 feet of the South 409 feet of the East 220 feet of the land on the West side of Mershon Street between Fairhope Avenue and Morphy Avenue, Division 4 of the Lands of Fairhope Single Tax Corporation, in the City of Fairhope, Alabama, and of its partial replat thereof, filed for record September 30, 1931; located in Section 17, Township 6 South, Range 2 East, Baldwin County, Alabama.

The Plaintiffs further claim that in and by the said Agreement, the Defendant agreed to pay \$65.00 per month and that in the event of a breach thereof, all funds paid or due to be paid would go as rent and liquidated damages, and the Plaintiffs aver that the Defendant occupied the house until on or about the 6th day of July, 1972, and that the said sum sued for is for arrears in the \$65.00 a month payments.

HENCE THIS SUIT.

  
ATTORNEY FOR PLAINTIFFS

FILED

OCT 12 1972

EUNICE B. BLACKMON CIRCUIT CLERK

FILED

OCT 12 1972

EUNICE B. BLACKMON CIRCUIT CLERK

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA  
Baldwin County

Circuit Court, Baldwin County

No. 10,646

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon ..... DON SIMMONS

Defendant can be served in Robertsdales, Alabama at night, or the State  
Docks, Mobile, Alabama during the day.

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.....

..... DON SIMMONS ..... Defendant.....

by ..... R. ROY REYNOLDS and JOY C. REYNOLDS, Jointly and Individually, .....

..... Plaintiff.....

Witness my hand this 12 day of Oct. 1972

Eunice B. Blackmore Clerk

JOHN V. DUCK, SOLICITOR FOR PLAINTIFFS

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

R. ROY REYNOLDS and JOY REYNOLDS

JOINTLY AND INDIVIDUALLY

Plaintiffs

vs.

Don Simmons

Defendants

SUMMONS AND COMPLAINT

Filed Oct 15, 1972

Ernie B. Barker Clerk

Subject suppose  
to live in Shills.  
NO ONE NOS WHERE  
HE LIVES IN FADPS,  
HE USE TO, BUT SIMON  
GEORGE WENT TO  
Shills (W) 10/23/72

JOHN V. DUCK

Plaintiff's Attorney

This 2 day of Nov, 1972  
Defendant's Attorney by serving a copy of the within on Deputy Sheriff

RAY D. BRIDGES, Sheriff

By G. L. Bridges D.S.

Defendant lives at

OCT 27 1972

Robertsdale, Alabama

RECEIVED

Received in Office

OCT 13 1972

TAYLOR WILKINS

SHERIFF

I have executed this summons

this ..... 19.....

by leaving a copy with

Don Simmons

May be served in Robertsdale

~~Ala. at night and State Docks in~~

Mobile, Ala. in daytime

Sheriff

Ten Cent pay mile Total \$

TAYLOR WILKINS, Sheriff

DEPUTY SHERIFF

EXECUTED Sheriff

R. ROY REYNOLDS AND JOY C. REYNOLDS, Ø  
JOINTLY AND INDIVIDUALLY,

PLAINTIFFS

Vs.

DON SIMMONS,

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

10,646

A N S W E R

COMES NOW THE DEFENDANT IN THE ABOVE STYLED CAUSE AND  
FOR ANSWER TO THE BILL OF COMPLAINT HERETOFORE FILED IN THIS CAUSE  
AND TO EACH COUNT THEREOF, SEPARATELY AND SEVERALLY, ANSWERS AS  
FOLLOWS:

1. NOT GUILTY.
2. THE DEFENDANT IS NOT INDEBTED TO THE PLAINTIFF

BAILEY & TAYLOR

By:  Lloyd E. Taylor   
ATTORNEYS FOR DEFENDANT

FOR THE TRIAL IN THIS CAUSE THE

DEFENDANT DEMANDS A TRIAL BY JURY.

Lloyd E. Taylor

CERTIFICATE OF SERVICE

I do hereby certify that I have on this  12-13-72   
served a copy of the foregoing on  JOHN V. DUCK .  
By mailing the same by United States Mail, Properly addressed, and First  
Class Postage Prepaid.

BAILEY & TAYLOR

By:  Lloyd E. Taylor

FILED

DEC 13 1972

EUNICE B. BLACKMON CIRCUIT  
CLERK

ALABAMA STATE DOCKS DEPARTMENT  
AN AGENCY OF THE STATE OF ALABAMA

SECRETARY-TREASURER'S OFFICE  
P. O. DRAWER 1588  
MOBILE, ALABAMA



February 25, 1974

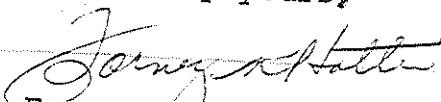
Eunice B. Blackmon  
Clerk of Circuit Court  
of Baldwin County  
Bay Minette, Alabama

Dear Mrs. Blackmon:

Re: Garnishment Case No.  
10,646½

We are returning Writ of Garnishment in the case of R. Roy Reynolds & Joy C. Reynolds vs. Don Simmons. While the State of Alabama does not recognize garnishments, it has always been our policy that employee's supervisor discuss this debt with the employee and inform him to make the necessary arrangements to clear up this debt or face removal from our payroll.

Very truly yours,

  
Forney K. Hatter  
Acting Secretary-Treasurer

FKH/csw

Enclosure

cc: John V. Duck  
Attorney At Law  
Bay Minette, Ala.

cc: Exec. Dept.

FILED

FEB 27 1974

EUNICE B. BLACKMON CIRCUIT  
CLERK

ALABAMA STATE DOCKS DEPARTMENT  
AN AGENCY OF THE STATE OF ALABAMA

SECRETARY-TREASURER'S OFFICE  
P. O. DRAWER 1588  
MOBILE, ALABAMA



February 25, 1974

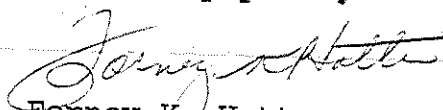
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10,646 $\frac{1}{2}$

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Enclosure

cc: John V. Duck  
Attorney At Law  
Bay Minette, Ala.

cc: Exec. Dept.

FILED

FEB 27 1974

EUNICE B. BLACKMON circuit  
CLERK

ALABAMA STATE DOCKS DEPARTMENT  
AN AGENCY OF THE STATE OF ALABAMA

SECRETARY-TREASURER'S OFFICE  
P. O. DRAWER 1588  
MOBILE, ALABAMA



February 25, 1974

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Clerk of Circuit Court  
of Baldwin County  
Bay Minette, Alabama

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FKH/csw

Enclosure

cc: John V. Duck  
Attorney At Law  
Bay Minette, Ala.

cc: Exec. Dept.

FILED

FEB 27 1974

EUNICE B. BLACKMON CIRCUIT  
CLERK

THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

TERM, 19.....

To any Sheriff of the State of Alabama, Greetings:

WHEREAS, at a regular October Term, 1973, of the Circuit Court of Baldwin County, to-wit: On the 9th day of October, 1973, being a regular day of said term, R. ROY REYNOLDS and JOY C. REYNOLDS, jointly and individually

recovered judgment against DON SIMMONS

(\$1,339.09)

for the sum of ONE THOUSAND THREE HUNDRED THIRTY NINE AND 09/100 dollars, and cost of suit, and affidavit having been made by JOHN V. DUCK that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the following named persons or corporations, viz:

ALABAMA STATE DOCKS,

MOBILE, ALABAMA

has or believed to have in their possession, or under their control money or effects belonging to said defendant DON SIMMONS or that they 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

ALABAMA STATE DOCKS, MOBILE, 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 its answer, or at any time intervening the time of serving the garnishment, and making the answer it was indebted to said defendant DON SIMMONS and whether it will not be indebted in future to said defendant DON SIMMONS 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 DON SIMMONS.

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

Witness, Currie B. Blackmon, Clerk of said Court, this 5 day of Feb., A. D., 1974.

Issued 5 day of Feb., A. D., 1974.

ATTEST:

Currie B. Blackmon Clerk



*Defendant* *R.I.O.* *14*  
CIRCUIT COURT, BALDWIN COUNTY

No. *10,646 1/2*

*R. Roy Reynolds & Jay C. Reynolds*

VS. } *No Record of Empl*  
GARNISHMENT ON JUDGMENT

*Wm. Simmons*  
*Shriskee:*  
*Ala. Dry Dock* *STATE*  
*Docks*

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

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

*Hatter*  
*John V. Hucks*  
*Red 12-18-1914* Attorney

JOHN V. DUCK  
ATTORNEY AT LAW  
P. O. BOX Y  
FAIRHOPE, ALABAMA 36532

February 28, 1974

Mrs. Eunice Blackmon  
P. O. Box 239  
Bay Minette, Ala. 36507

RE: R. Roy Reynolds & Joy C. Reynolds  
vs.

Don Simmons CASE NO. 10,646  
Alabama State Docks, Garnishee

Dear Mrs. Blackmon:

Will you please withdraw Garnishment in the above titled cause, and do not dismiss it until you hear further from me.

The Defendant and I have entered into an Agreement as to payment of this and I would appreciate the costs bill in the matter, and as soon as it has been paid, I will forward you a check for the costs bill.

Sincerely,

*John V. Duck*  
JOHN V. DUCK

JVD/jk

*done*  
*3-8-74*

*16.00*

*6344*

STATE OF ALABAMA

Baldwin County

TO ..... DON SIMMONS ..... Defendant.....:

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

..... R. ROY REYNOLDS and JOY C. REYNOLDS, jointly and individually, Plaintiff.....

versus ..... DON SIMMONS ..... Defendant.....

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

..... DON SIMMONS ALABAMA STATE DOCKS, MOBILE, ALABAMA .....

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

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

5<sup>th</sup> day of Feb, 1924  
Clerk of the Circuit Court.

Mobile

10,646 3/4

NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

TO

*Don Simmons* *2-21-74* *Farris*

*R. Rayo Reynolds et al*

Plaintiff.....

VS.

*Don Simmons*

EXECUTED

This *21* day of *Feb.*, 19*74*  
by serving a copy of the within on.....

*Don Simmons* Defendant.....

RAY D. BRIDGES, Sheriff

By *P. Farris* D.S.

THE STATE OF ALABAMA,  
BALDWIN COUNTY

} CIRCUIT COURT, BALDWIN COUNTY  
TERM, 19.....

To any Sheriff of the State of Alabama, Greetings:

WHEREAS, at a regular October..... Term, 19...73...., of the Circuit Court of Baldwin County, to-wit: On the ...9th..... day of ...October....., 19...73., being a regular day of said term, ..... R. ROY REYNOLDS and JOY C. REYNOLDS, jointly and individually.....

recovered judgment against ..... DON SIMMONS.....

..... (\$1,339.09)  
for the sum of ...ONE THOUSAND THREE HUNDRED THIRTY NINE AND 09/100... Dollars, and cost of suit, and affidavit having been made by ..... JOHN V. DUCK..... that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the following named persons or corporations, viz:

ALABAMA STATE DOCKS,  
MOBILE, ALABAMA

has or believed to have in ..... their ..... possession, or under ..... their ..... control money or effects belonging to said defendant ..... DON SIMMONS..... or that ..... they..... 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 .....  
ALABAMA STATE DOCKS, MOBILE, 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 ..... its ..... answer, or at any time intervening the time of serving the garnishment, and making the answer ..... it ..... was ..... indebted to said defendant DON SIMMONS and whether ..... it ..... will not be indebted in future to said defendant DON SIMMONS ..... 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 ..... DON SIMMONS.....

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

Witness, ..... Clerk of said Court, this ..... 5 ..... day of ..... Feb. ...., A. D., 19...74.  
Issued ..... 5 ..... day of ..... Feb. ...., A. D., 19...74.

ATTEST:

.....  
Clerk

REC'D. SHERIFF DEPT.  
MOBILE COUNTY, ALA.

FEB 11 3 07 PM '74

Received 11 Day of Feb. 1974  
and on 21 Day of Feb. 1974  
I served a Copy of the within Garnishment  
on Alabama State Docks

by service on Mr. Hatter, Comptroller

RAY D. BRIDGES, Sheriff  
By P. J. Jarvis, D. C.

*Defendant  
Jarvis  
2-20  
10456*

CIRCUIT COURT, BALDWIN COUNTY

*CR*  
No. 10,646 1/2

R. Roy Reynolds & Gay C.  
Reynolds

VS. } GARNISHMENT ON JUDGMENT

Don Simmons  
Garnishee:  
Ala Dry Docks  
Ala. State Docks  
Issued Mr. Hatter, Comptroller day of Feb. 1974

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

John V. Huck  
Attorney

JOHN V. DUCK  
Attorney at Law  
P. O. DRAWER Y - FAIRHOPE, ALABAMA 36532  
928-2191

M E S S A G E

R E P L Y

TO Mrs. Eunice Blackmon

P. O. Box 239

Bay Minette, Ala. 36507

DATE Jan. 31, 1974

CASE NO. 10,646

Please find attached Garnishment to  
be filed in the above case Reynolds  
vs. Simmons.

Please file for us. Thank you.

JoAnne

SIGNED

DATE

SIGNED

THE STATE OF ALABAMA,  
BALDWIN COUNTY

10,646 1/2  
CIRCUIT COURT

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for Baldwin County and State aforesaid JOHN V. DUCK, Attorney at Law, Fairhope, Alabama

who being duly sworn, on oath says, that a regular October Term  
of the Circuit Court of Baldwin County, to-wit: on the 9th day of October  
19 73, R. ROY REYNOLDS & WIFE, JOY C. REYNOLDS, jointly and individually

recovered a judgment against DON SIMMONS

for the sum of  
ONE THOUSAND THREE THIRTY-NINE (\$1339.09) 09/100 Dollars  
besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that

ALABAMA STATE DOCKS, MOBILE, ALA.

supposed to be indebted to or have effects of the said DON SIMMONS

in ~~xxx~~ its possession, or under its control, and that he believes process of

Garnishment against said DON SIMMONS

is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this 5

day of Feb A. D. 1974

Alice J. Duck  
Clerk.

John V. Duck  
JOHN V. DUCK