

BANK OF FAIRHOPE,
a Corporation
Plaintiff

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

-vs-

WILLIE K. SMITH,
Defendant

2217

COMPLAINT

COUNT ONE: The Plaintiff claims of the Defendant the sum of One Hundred Seventy-nine and 58/100 Dollars (\$179.58) due by promissory note made by him on the 22 day of September, 1953, with interest at 6% per annum and payable on to-wit, the 5th day of October, 1953, with interest thereon and the Plaintiff avers that in the said note and as a part of the consideration thereof, the Defendant has expressly waived his rights to claim personal property as exempt to him under the Constitution and laws of the State of Alabama and agreed to pay an attorney's fee for the collection thereof and the Plaintiff hereby claims the sum of Twenty-six and 94/100 Dollars (\$26.94) as such attorney's fee.

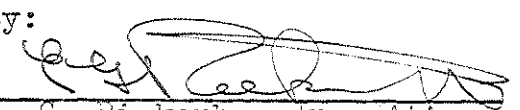
FILED

3-77-5-4

ALICE J. DUCK, Clerk

RICKARBY & RICKARBY

By:


E. G. Rickarby, Jr., Attorney
for Plaintiff.

22081

SUMMONS AND COMPLAINT

Moore Printing Co.

THE 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 Willie K. Smith

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 _____

Willie K. Smith, Defendant

by the Bank of Fairhope, a Corporation,

Plaintiff

Witness my hand this 22nd day of March 1954

Willie K. Smith, Clerk

BOOK 001 PAGE 346

No. 2217

Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

Bank of Fairhope,

a Corporation

Plaintiffs

vs.

Willie K. Smith

Defendants

SUMMONS and COMPLAINT

Filed 3-22, 19 54

Lucy French, Clerk

Rickarby & Rickarby

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Fairhope, Ala.

RECEIVED IN OFFICE

March 22, 19 54

Wayne Wilkins, Sheriff

I have executed this summons

this March 29, 19 54
by leaving a copy with AAC

Willie K. Smith

Wayne Wilkins, Sheriff

Geo. Crawford, Deputy Sheriff

LAW OFFICES

RICKARBY & RICKARBY

FAIRHOPE, ALABAMA

ELLIOTT G. RICKARBY
(DECEASED)

E. G. RICKARBY, JR.

19 March 1954

Mrs. Alice J. Duck
Clerk Circuit Court
Bay Minette, Alabama


Dear Mrs. Duck:

Re: Bank of Fairhope
Vs: Willie K. Smith

With this we are handing you summons and complaint in
the case of the Bank of Fairhope vs. Mr. Willie K.
Smith.

Please process and oblige.

Y
our s very truly,


E. G. Rickarby, Jr.

R/i
cc: Bank of Fairhope
Encs.

2217

Bank of Fairhope
a corporation

vs.

Willie K Smith

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

2217

LAW OFFICES

RICKARBY & RICKARBY

FAIRHOPE, ALABAMA

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19 March 1954

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Dear Mrs. Duck:

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Vs: Willie K. Smith

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the case of the Bank of Fairhope vs. Mr. Willie K.
Smith.

Please process and oblige.

Yours very truly,


E. G. Rickarby, Jr.

R/i
cc: Bank of Fairhope
Encs.

BANK OF FAIRHOPE,
A Corporation,

Plaintiff

-VS-

WILLIE K. SMITH,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

NOTICE OF GARNISHMENT

To: WILLIE K. SMITH.

You will take notice that affidavit having been made in the above stated cause, that S. FRANKLIN BEATY, individually and doing business as FAIRHOPE MACHINE SHOP, is supposed to be indebted to the said defendant, WILLIE K. SMITH, or have effects of the said WILLIE K. SMITH in his possession or under his control and that the BANK OF FAIRHOPE, a corporation, believes that process of garnishment is necessary against said S. FRANKLIN BEATY, individually and doing business as FAIRHOPE MACHINE SHOP, to obtain satisfaction of said judgment.

That writ of garnishment has this day been issued to the said S. FRANKLIN BEATY, individually and doing business as FAIRHOPE MACHINE SHOP, commanding him to be and appear before the Circuit Court to be holden for Baldwin County, Alabama, and within thirty days after service thereof, then and there to answer on oath what his indebtedness to said WILLIE K. SMITH at the time of service of this writ of garnishment, or at the time of making his answer, and whether he will not be indebted in future to WILLIE K. SMITH by contract then existing, and whether he has not in his possession or under his control personal or real property or things in action belonging to defendant.

Witness my hand this the _____ day of _____, 1957.

BANK OF FAIRHOPE,
A Corporation,

PLAINTIFF.

-VS-

WILLIE K. SMITH,

DEFENDANT.

NOTICE OF GARNISHMENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

BANK OF FAIRHOPE,
A Corporation,

PLAINTIFF,

-VS-


WILLIE K. SMITH,

DEFENDANT.

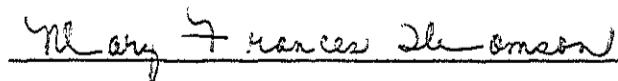
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

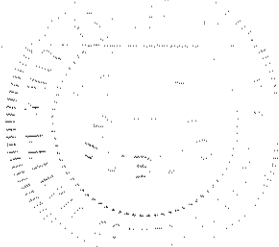
A F F I D A V I T

Before me, MARY FRANCES THOMSON, clerk of the court afore-
said, personally appeared E. G. RICKARBY, Attorney for the BANK OF
FAIRHOPE, A Corporation, who being duly sworn doth depose and say that
the said BANK OF FAIRHOPE, A Corporation, on the 21st day of Septem-
ber, 1954, recovered a judgment against WILLIE K. SMITH for the sum
of ONE HUNDRED AND SIXTY-SEVEN DOLLARS AND FIFTY-TWO CENTS (\$167.52),
and the further sum of ELEVEN DOLLARS AND NINETY CENTS (\$11.90), costs
of suit; and that there is still owing on this judgment ONE HUNDRED
AND FIVE DOLLARS AND TWENTY-FIVE CENTS (\$105.25), and that he believes
the process of garnishment against S. FRANKLIN BEATY, individually
and doing business as FAIRHOPE MACHINE SHOP, is necessary to obtain
satisfaction of said judgment, and that said S. FRANKLIN BEATY, in-
dividually, and doing business as FAIRHOPE MACHINE SHOP is supposed
to be indebted to or have effects of the said defendant in his possess-
ion, or under his control.


E. G. RICKARBY,
Attorney for the Plaintiff.

Sworn to and subscribed before me this 18th day of Sept., 1957.


Mary Frances Thomson



22-114
BANK OF FAIRHOPE,
A Corporation,

PLAINTIFF

RECORDED

-VS-

WILLIE K. SMITH,

DEFENDANT

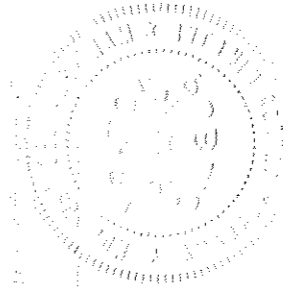
A F F I D A V I T

FILED

SEP 20 1957

ALICE L. DUCK, Clerk

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.



Garnishment on Judgment.

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

57

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 21st day of September, 1954, being a regular day of
said term, the BANK OF FAIRHOPE, a corporation,

recovered judgment against WILLIE K. SMITH,

for the sum of \$167.52 plus \$11.90 court costs Dollars, and cost of suit,
and on which there is owing the balance of \$105.25 attorneys fee,
and affidavit having been made by E. G. RICKABY, Attorney for the Plaintiff.
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

S. FRANKLIN BEATY, individually and doing business
as Fairhope Machine Shop

has or is believed to have in his possession, or under his control money
or effects belonging to said defendant or that S. FRANKLIN BEATY 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 S. FRANKLIN BEATY,
individually and doing business as FAIRHOPE MACHINE SHOP

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 Monday in September A. D. 1954,
then and there within the three first days of the term, to answer on oath, whether at the time of the service
of the garnishment, or at the time making he answer, or at any time intervening the time of serv-
ing the garnishment, and making the answer he was he indebted to said defendant
and whether he will not be indebted in future to said defendant
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 he has not in his possession or under WILLIE K. SMITH. control money or
effects belonging to the defendant.

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

Witness, ALICE J. DUCK, Clerk of said Court, this 20 day of Sept, A. D., 19--

Issued 20 day of Sept, A. D., 19--

ATTEST:

Alice J. Duck, Clerk.

Received 20 day of Sept 1957
d on 27 day of Sept 1957
erved a copy of the within Garn.
S. Franklin Beatty

service on

TAYLOR WILKINS, Sheriff

By Edleigh Steadham

Fairhope, Ala.

Sheriff claims 70 miles at

Ten Cents per mile Total \$ 7.00

TAYLOR WILKINS, Sheriff

BY

Edleigh Steadham
DEPUTY SHERIFF

RECORDED

Circuit Court, Baldwin County

No. 2217 1/2

BANK OF FAIRHOPE,
A Corporation,

Plaintiff

VS. { Garnishment On Judgment

WILLIE K. SMITH,
Defendant

Issued 20 day of Sept 1957

Returnable _____ day of _____ 19____

E. G. RICKABBY

Plaintiff Attorney

BANK OF FAIRHOPE,
A Corporation,

Plaintiff

-VS-

WILLIE K. SMITH,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

NOTICE OF GARNISHMENT

To: WILLIE K. SMITH.

You will take notice that affidavit having been made in the above stated cause, that S. FRANKLIN BEATY, individually and doing business as FAIRHOPE MACHINE SHOP, is supposed to be indebted to the said defendant, WILLIE K. SMITH, or have effects of the said WILLIE K. SMITH in his possession or under his control and that the BANK OF FAIRHOPE, a corporation, believes that process of garnishment is necessary against said S. FRANKLIN BEATY, individually and doing business as FAIRHOPE MACHINE SHOP, to obtain satisfaction of said judgment.

That writ of garnishment has this day been issued to the said S. FRANKLIN BEATY, individually and doing business as FAIRHOPE MACHINE SHOP, commanding him to be and appear before the Circuit Court to be holden for Baldwin County, Alabama, and within thirty days after service thereof, then and there to answer on oath what his indebtedness to said WILLIE K. SMITH at the time of service of this writ of garnishment, or at the time of making his answer, and whether he will not be indebted in future to WILLIE K. SMITH by contract then existing, and whether he has not in his possession or under his control personal or real property or things in action belonging to defendant.

Witness my hand this the 20 day of Sept, 1957.

Wing J. Duck

BANK OF FAIRHOPE, **RECORDED**
A Corporation,

Plaintiff.

-VS-

WILLIE K. SMITH,

Defendant

NOTICE OF GARNISHMENT

2001 6-11-57
FILED
SEP 20 1957
ALICE L. DUCK, Clerk

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

TELEPHONE WA 8-9836

LAW OFFICES

E. G. RICKARBY

BANK BUILDING

FAIRHOPE, ALABAMA

P. O. BOX 71

September 17, 1957

Mrs. Alice Duck
Clerk of Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

Inre: Bank of Fairhope
Vs: Willie K. Smith
Our File: 1875
Case #2217

With this we are handing you garnishment proceedings
in the above styled cause.

Please process and oblige.

Yours very truly,



ts

encl.

cc: Bank of Fairhope

9-27-57

TO: SAC, NEW YORK
FROM: SAC, NEW YORK
SUBJECT: [illegible]

Re New York letter to Bureau dated 1/15/57.

Re New York letter to Bureau dated 1/15/57.

Re New York letter to Bureau dated 1/15/57.

Enclosed for the Bureau are two copies of a letterhead memorandum (LHM) dated and captioned as above.

Very truly yours,
[Signature]

[illegible]

[illegible]

FILED
JAN 23 1957
FBI - NEW YORK

RECORDED
INDEXED
JAN 23 1957
FBI - NEW YORK

State of Alabama

BALDWIN COUNTY

TO Willie K. Smith, Defendant.....

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

Bank of Fairhope, A Corp., Plaintiff.....

versus Willie K. Smith, Defendant.....

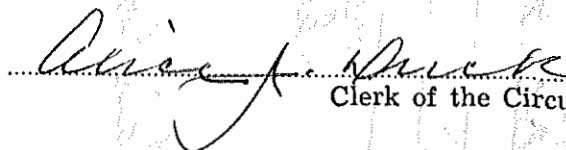
now pending in the Circuit Court of Baldwin County, Alabama, Law Side, in which S. Franklin

Beaty, individually and d/b/a Fairhope Machine Shop

has been named as Garnishee.....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 20th

day of September, 194.....


Clerk of the Circuit Court.

Received 20 day of Sept 1957
and on 27 day of Sept 1957
I served a copy of the within Notice
on Willie K. Smith
By service on _____

TAYLOR WILKINS, Sheriff

By Eddie Steadham

Fairhope, Ala

Sheriff claims 70 miles at
Ten Cents per mile Total \$ 7.00

TAYLOR WILKINS, Sheriff

BY Steadham
DEPUTY SHERIFF

22171/2
NOTICE
TO DEFENDANT OF GARNISHMENT

BY
CLERK OF CIRCUIT COURT
BALDWIN COUNTY, ALABAMA

TO

BANK OF FAIRHOPE, a Corp

Plaintiff.....

VS.

WILLIE K. SMITH

Defendant.....

BANK OF FAIRHOPE,
A Corporation,

PLAINTIFF,

-VS-

WILLIE K. SMITH,

DEFENDANT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

A F F I D A V I T

Before me, MARY FRANCES THOMSON, clerk of the court afore-
said, personally appeared E. G. RICKARBY, Attorney for the BANK OF
FAIRHOPE, A Corporation, who being duly sworn doth depose and say that
the said BANK OF FAIRHOPE, A Corporation, on the 21st day of Septem-
ber, 1954, recovered a judgment against WILLIE K. SMITH for the sum
of ONE HUNDRED AND SIXTY-SEVEN DOLLARS AND FIFTY-TWO CENTS (\$167.52),
and the further sum of ELEVEN DOLLARS AND NINETY CENTS (\$11.90), costs
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the process of garnishment against S. FRANKLIN BEATY, individually
and doing business as FAIRHOPE MACHINE SHOP, is necessary to obtain
satisfaction of said judgment, and that said S. FRANKLIN BEATY, in-
dividually, and doing business as FAIRHOPE MACHINE SHOP is supposed
to be indebted to or have effects of the said defendant in his possess-
ion, or under his control.

E. G. RICKARBY,
Attorney for the Plaintiff.

Sworn to and subscribed before me this 20 day of Sept, 1957.

[Signature]

BANK OF FAIRHOPE,
A Corporation,

PLAINTIFF,

-VS-

WILLIE K. SMITH,

DEFENDANT

A F F I D A V I T

FILED
SEP 20 1957
ALICE J. DUCK, Clerk

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

INSTALLMENT NOTE

BANK OF FAIRHOPE

FAIRHOPE, ALA. Sept. 22, 1953

I (We) promise to pay to the order of THE BANK OF FAIRHOPE, FAIRHOPE, ALA.

***ONE HUNDRED SEVENTY NINE AND 58/100**

DOLLARS 179.58

for value received. Payable at THE BANK OF FAIRHOPE, FAIRHOPE, ALA.

In 7 installments of \$ 22.00 payable on 5 & 20 of each consecutive month, beginning 10-5-53

after date without grace and balance of \$ 25.58 payable

Default in the payment of any one payment of this note shall give the holder hereof the option of declaring the entire unpaid balance due and payable at once.

The parties to this instrument, whether maker, endorser, surety or guarantor, each for himself hereby severally agrees to pay this note and waives as to this debt, or any renewal thereof, all right to exemption under the constitution and laws of Alabama, or any other state, as to personal property and they each severally agree to pay all costs of collecting, or securing, or attempting to collect or secure this note, including a reasonable attorney's fee, whether the same be collected or secured by suit or otherwise. And the maker, endorser, surety or guarantor of this note severally waives demand, presentment, protest, notice of protest, suit and all other requirements necessary to hold them, and they agree that time of payment may be extended without notice to them of such extension. The bank at which this note is payable is hereby authorized to apply on or after maturity, to the payment of this debt any funds in said bank belonging to the maker, surety, endorser, guarantor, or any one of them.

Witness hand and seal this, the day of , 19

Willie K. Smith (Seal)

ATTEST 9321

Mr. Willie K. Smith, City (Seal)

The Undersigned endorsers assume the contract shown by the face of this note.

[illegible]