

2643

WRIT OF HABEAS CORPUS

STATE OF ALABAMA, 0
 0 CIRCUIT COURT
COUNTY OF BALDWIN. 0

TO JOSEPH DENNIS PHILLIPS:

You are hereby commanded to have the body of JOSEPH DONALD PHILLIPS, alleged to be detained by you, with the cause of said detention, before me, HUBERT M. HALL, Judge of the Circuit Court of Baldwin County, Alabama, on the 30 day of June, 1955, at 2, P M., at the Court House at Bay Minette, Alabama, to do and receive what shall then and there be considered concerning the said JOSEPH DONALD PHILLIPS.

Dated this 25 day of June, 1955.

Hubert M Hall
CIRCUIT JUDGE.

STATE OF ALABAMA, 0
 0
COUNTY OF BALDWIN. 0

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve a copy of the above and foregoing writ on JOSEPH DENNIS PHILLIPS, by delivering a copy of said writ to him and by showing the original if demanded.

Witness my hand this the 25th day of June, 1955.

Res. J. French
CIRCUIT CLERK.

TO ~~THE~~ SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to take into your possession the body of JOSEPH DONALD PHILLIPS, AN INFANT, and to deliver custody of said infant to its Mother, WILLIE LaFRANCES PHILLIPS, pending the hearing herein on 30 June 1955 at 2:00 P. M.

Done this 25th day of June, 1955.

Hubert M Hall
CIRCUIT JUDGE.

2-643 ✓
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

Received 25 day of June 1955
at 2:5 day of June 1955
served a copy of the within what

EX PARTE
JOSEPH DONALD PHILLIPS,
AN INFANT

By Joseph Dennis Phillips
TAYLOR WICKINS, Sheriff
By Geo Crawford

WRIT OF HABEAS CORPUS.

I executed this writ by serving a copy with me on Joseph Dennis Phillips and taking my possession of Joseph Donald Phillips age 6 months and found over the above mentioned child to Mrs Willie Lawrence Phillips the mother of this child
Geo Crawford D.S.

FILED
JUN 25 1955
ALICE J. GUCK, Clerk

EX PARTE

JOSEPH DONALD PHILLIPS,
AN INFANT.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

TO HONORABLE HUBERT M. HALL, AS JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA:

The Petition of WILLIE LaFRANCES PHILLIPS, who is over
the age of twenty-one years and who is a resident citizen of
Baldwin County, Alabama, respectfully represents and shows
unto your Honor as follows:

FIRST.

That she is the wife of JOSEPH DENNIS PHILLIPS, who is
an inhabitant of Baldwin County, Alabama, over the age of
twenty-one years, having intermarried with him at Lucedale,
Mississippi, on, to-wit: September 5, 1953.

SECOND.

That there was born of this marriage a son, JOSEPH
DONALD PHILLIPS, who is now 6 months of age; that said infant
is a breast baby and will not eat other food, or drink other
milk.

THIRD.

That on numerous occasions the said JOSEPH DENNIS
PHILLIPS has struck and beat your Petitioner; that his treat-
ment of her has been such as to caus danger to her life and
health; that because of her husband's treatment of her, she
has been forced to leave his bed and board;

FOURTH

That her said husband refused to permit your Petitioner
to take her baby with her; that, because of the baby's tender
age and the fact that it is a breast baby, your Petitioner
fears that it will be dangerous to the life or health of said
infant if it should be long separated from her.

WHEREFORE, your Petitioner prays that a writ of HABEAS
CORPUS be issued immediately, directed to the said JOSEPH DENNIS
PHILLIPS, commanding him to bring the body of the said JOSEPH
DONALD PHILLIPS before your Honor at a time and place to be
appointed by your Honor; that, on a hearing hereof, your Honor
will award the care and custody of said infant to your Petitioner.

Mrs. Willie LaFrances Phillips
PETITIONER

STATE OF ALABAMA, 0
 0
COUNTY OF BALDWIN. 0

Before me, T. J. Mashburn, Jr., a Notary Public in and for said County and State, personally appeared WILLIE LaFRANCES PHILLIPS, the above named petitioner, who being first by me duly sworn doth depose and say that the facts stated in said petition are true.

Willie LaFrances Phillips
PETITIONER

Sworn to and subscribed before me this 25th day of
June, 1955.

T. J. Mashburn, Jr.
Notary Public, Baldwin County, Alabama.

MARYLAND CASUALTY COMPANY,
A Corporation,

Plaintiff,

vs.

ELROY SAWYER,

Defendant,

STOKES, INC., a corporation,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW.

WRIT ON JUDGMENT:

STATE OF ALABAMA)
*
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

WHEREAS, James R. Owen has made affidavit as required by law that on October 25, 1957, in the Circuit Court of Baldwin County, Alabama, the Plaintiff recovered a judgment against Elroy Sawyer for the sum of Five Hundred Four and 72/100 Dollars (\$504.72), and the further sum of Twelve and 40/100 Dollars (\$12.40) cost of suit; and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment, and that Stokes, Inc., a corporation, has, or is believed to have in its possession, or under its control, money or effects belonging to the Defendant, or that Stokes, Inc., a corporation, is, or is believed to be indebted to the Defendant, or to be liable to him 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.

~~These are therefore to command you, that you summon the~~
said Stokes, Inc., a corporation, to be and appear at the next term of the Circuit Court of Baldwin County, Alabama, to be held for said County, within thirty days after the service of this writ of garnishment, then and there to answer on oath, whether at the time of service of this writ, or at the time of making its answer, it has in its possession, or under its control, any money or

effects belonging to the Defendant; and whether it is indebted to said Defendant, or is liable to him on any contract for the payment of money or 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.

WITNESS my hand on this the 16th day of July, 1958.

Alice J. Duck
Clerk of the Circuit Court of
Baldwin County, Alabama.

The address of Stokes, Inc.,
is 2814 Government Street,
Mobile, Alabama.

Filed July 16, 1958
Executed July 31, 1958

MARYLAND CASUALTY COMPANY,
A Corporation,

Plaintiff,

vs.

ELROY SAWYER,

Defendant.

STOKES, INC., a corporation,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW.

NOTICE TO DEFENDANT:

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to notify Elroy Sawyer that on
the 16th day of July, 1958, a writ of garnishment in the above
stated case was issued to Stokes, Inc., a corporation, as
garnishee.

And you will return this writ according to law.

WITNESS my hand this 16th day of July, 1958.

Alice L. Knecht
Clerk of the Circuit Court of
Baldwin County, Alabama.

Executed July 31, 1958

MARYLAND CASUALTY COMPANY,
A Corporation,

Plaintiff,

vs.

ELROY SAWYER,

Defendant,

STOKES, INC., a corporation,

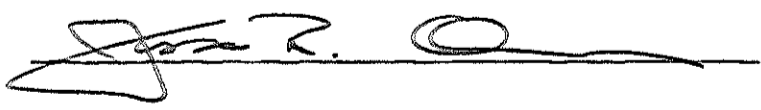
Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW.

AFFIDAVIT ON JUDGMENT:

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for said County, James R. Owen, who first being duly and legally sworn, deposes and says that on October 25, 1957, in the Circuit Court of Baldwin County, Alabama, at Law, the Plaintiff recovered a judgment against the Defendant, Elroy Sawyer, for the sum of Five Hundred Four and 72/100 Dollars (\$504.72) and the further sum of Twelve and 40/100 Dollars (\$12.40) cost of suit, and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment and that Stokes, Inc., a corporation, has, or is believed to have in its possession, or under its control, money or effects belonging to the Defendant, or that Stokes, Inc., a corporation, is, or is believed to be indebted to the Defendant, or to be liable to him 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.



Sworn to and subscribed

before me on this the
16th day of July, 1958.



Clerk of the Circuit Court of
Baldwin County, Alabama.

Filed July 16, 1958