

3114

SUMMONS

BOOK 016 PAGE 488

THE STATE OF ALABAMA, )

BALDWIN COUNTY. )

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon HILLIARD JENKINS and AMELIA T. JENKINS, individually, and doing business as JENKINS FARM, 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, Alabama, at Bay Minette, Against HILLIARD JENKINS and AMELIA T. JENKINS, individually, and doing business as JENKINS FARM by GULF TELEPHONE COMPANY, INC., an Alabama Corporation.

WITNESS MY HAND this the 19 day of December, 1956.

David J. Duck  
Clerk

=====

COMPLAINT

|                               |     |                         |
|-------------------------------|-----|-------------------------|
| GULF TELEPHONE COMPANY, INC., | ))) |                         |
| an Alabama Corporation,       | ))) |                         |
|                               | ))) |                         |
| PLAINTIFF                     | ))) | IN THE CIRCUIT COURT OF |
|                               | ))) |                         |
| VS:                           | ))) | BALDWIN COUNTY, ALABAMA |
|                               | ))) |                         |
| HILLIARD JENKINS and AMELIA   | ))) | AT LAW                  |
| T. JENKINS, Individually,     | ))) |                         |
| and doing business as JENKINS | ))) |                         |
| FARM,                         | ))) |                         |
|                               | ))) |                         |
| DEFENDANTS                    | ))) |                         |

COUNT I:

The plaintiff claims of the defendants FOUR HUNDRED FIVE & 00/100 DOLLARS (\$405.00), due by promissory note made by Amelia T. Jenkins, on the 7th day of September, 1956, and payable on the 7th day of November, 1956, with interest thereon.

*Plaintiff claims that said note payable for a reasonable attorney's fee in Plaintiff's fee of \$80.00*

COUNT II:

The plaintiff claims of the defendants TWO HUNDRED THIRTY FIVE & 60/100 DOLLARS (\$235.60), due from them by account on, to wit: the 17th day of December, 1956, which sum of money, with interest thereon, is still unpaid.

There is attached to the original hereof, an itemized statement of account, verified by the affidavit of a competent witness, sworn to before a notary public, which shows the amount due on this account as of the 17th day of December, 1956.

Franklin H. H.  
Attorney for Plaintiff

Defendants' address is  
Loxley, Alabama

I, Zona P. Cross, Office Manager and Bookkeeper, for Gulf Telephone Company do hereby certify that the books of the Gulf Telephone Company are kept under my control and that Hillard and Amelia T. Jenkins doing business under the name of Jenkins Farm owes \$235.60 after allowing just credits.

BOOK  
GTE PAGE 433

Zona P. Cross  
Zona P. Cross  
Office Manager and  
Bookkeeper

Sworn to and subscribed  
before me, a Notary Public  
in and for Baldwin County,  
Alabama, this the 17th day  
of December, 1956.

Forest A. Christian  
Forest A. Christian, Notary Public

SEE OR CALL BOOKKEEPER IF MORE INFORMATION IS DESIRED

December 17, 1956

**GULF TELEPHONE CO. - - FOLEY, ALABAMA**

| TOLL | RENT | TAX | DIREC. ADV. | MISCELLANEOUS              | ARREARS | TOTAL        |
|------|------|-----|-------------|----------------------------|---------|--------------|
|      |      |     |             | Telephone number #WO 42220 |         | 192.84       |
|      |      |     |             | Telephone number #WO 42226 |         | <u>42.76</u> |
|      |      |     |             | TOTAL                      |         | \$ 235.60    |

Hillard Jenkins  
Amelia T. Jenkins  
Jenkins Farm  
Loxley, Alabama

Received 20 day of December 1956  
and on 31 day of Dec 1956  
I served a copy of the within J.C.  
on Hilliard and Amelia  
Jenkins.  
By service on \_\_\_\_\_

TAYLOR, WILKINS, Sheriff  
By Ed. High Steadler D. S.

Foley, Ala.

Sheriff claims 40 miles at  
Ten Cents per mile Total \$ 4.00  
TAYLOR, WILKINS, Sheriff  
BY Ed. Steadler  
DEPUTY SHERIFF

SUMMONS AND COMPLAINT

GULF TELEPHONE COMPANY, INC.  
AN ALABAMA CORPORATION,  
PLAINTIFF

VS:

HILLIARD JENKINS AND AMELIA T.  
JENKINS, INDIVIDUALLY, AND  
DOING BUSINESS AS JENKINS FARM

DEFENDANT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

FILED

DEC 19 1956

ALICE J. DUCK, Clerk

LAW OFFICE OF  
FOREST A. CHRISTIAN  
FOLEY, ALABAMA

|                               |   |                         |
|-------------------------------|---|-------------------------|
| GULF TELEPHONE COMPANY,       | ) |                         |
| INC., an Alabama Corporation, | ) |                         |
|                               | ) | IN THE CIRCUIT COURT OF |
| Plaintiff,                    | ) |                         |
| vs.                           | ) | BALDWIN COUNTY, ALABAMA |
|                               | ) |                         |
| HILLIARD JENKINS and AMELIA   | ) | AT LAW. NO. 3114.       |
| T. JENKINS, individually and  | ) |                         |
| doing business as JENKINS     | ) |                         |
| FARM,                         | ) |                         |
|                               | ) |                         |
| Defendants.                   | ) |                         |

DEMURRER

Now come the Defendants in the above styled cause and demur to the Complaint heretofore filed in this cause and to each count thereof, separately and severally, and as grounds for said demurrer, assign the following separately and severally:

1. There is a misjoinder of parties Defendant.

John R. Quinn  
Attorneys for Defendants.

Defendants demand a trial  
by Jury of said cause.

John R. Quinn  
Attorney for Defendants.

FILED  
JAN 10 1934  
CLERK OF COURT  
BALDWIN COUNTY, ALA.

State of Alabama

BALDWIN COUNTY

TO HILLIARD P. JENKINS &amp; AMELIA T. JENKINS, Defendant:

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

GULF TELEPHONE COMPANY INC., Plaintiff,

versus HILLIARD P. JENKINS &amp; AMELIA T. JENKINS Ind. &amp; d/b/a/ Jenkins Farms, Defendant,

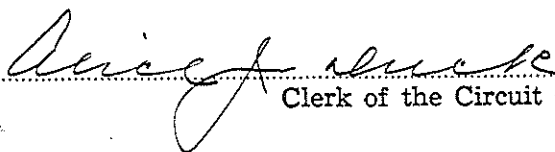
now pending in the Circuit Court of Baldwin County, Alabama, Law Side, in which

FRED NEUMILLER, et al

has been named as Garnishee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 16th

day of March, 1945

  
 Clerk of the Circuit Court.

State of Alabama

BALDWIN COUNTY

TO HILLIARD P. JENKINS & AMELIA T. JENKINS, Defendant.....

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

GULF TELEPHONE COMPANY INC., Plaintiff.....versus HILLIARD P. JENKINS & AMELIA T. JENKINS Ind. & d/b/a/ Jenkins Farms, Defendant.....

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

FRED NEUMILIER, et al

ha..... been named as Garnishee.....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the.....16th.....

day of March, 194<sup>57</sup>.....Reice J. Smith  
Clerk of the Circuit Court.

LAW OFFICE OF  
FOREST A. CHRISTIAN  
FOLEY, ALABAMA

March 15, 1957

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

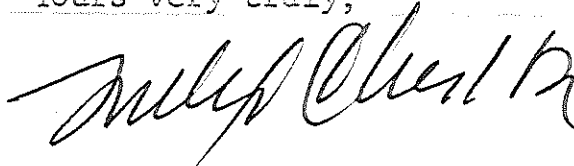
Re: Gulf Telephone Company, Inc.  
vs: Jenkins

Dear Mrs. Duck:

Enclosed please find affidavit and writ on garnishment to be served promptly on Mr. Neumiläer, who is staying at Palm Courts in Loxley. He expects to leave for Wisconsin later in the day.

Please fill in exact amount of judgment and court costs. If anything is amiss, please call me collect.

Yours very truly,

A handwritten signature in dark ink, appearing to read "Forest A. Christian", written in a cursive style.

FOREST A. CHRISTIAN

AFFIDAVIT ON JUDGMENT

THE STATE OF ALABAMA, )

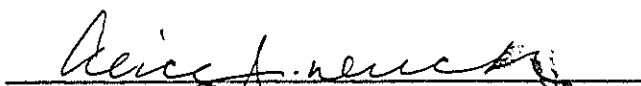
BALDWIN COUNTY. )

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for said County, Forest A. Christian, who being duly sworn, deposes and saith that GULF TELEPHONE COMPANY, INC., at the March Term, 1957, of the Circuit Court of Baldwin County, Alabama, recovered a judgment against HILLIARD P. JENKINS, AND AMELIA T. JENKINS, Individually, and doing business as JENKINS FARMS, for the sum of SEVEN HUNDRED *thirty-four*<sup>60</sup>/<sub>100</sub> DOLLARS (\$ 734.<sup>60</sup> ), plus interest from date of judgment, and the further sum of 2090, costs of suit, and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment and that FRED NEUMILLER, et al. has or is believed to have in his possession or under his control, money or effects belonging to the defendants, or that he is or is believed to be indebted to the defendants, or is to be liable to 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.



Forest A. Christian, Attorney of  
Record for Gulf Telephone Company, Inc.

Sworn to and subscribed before me this  
the 15th day of March, 1957.



Clerk of the Circuit Court of  
Baldwin County, Alabama.

State of Alabama  
BALDWIN COUNTY

TO HILLIARD P. ~~JEN~~ JENKINS & AMELIA T. JENKINS, Defendant.....

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

GULF TELEPHONE COMPANY INC., Plaintiff.....

versus HILLIARD P. JENKINS & AMELIA T. JENKINS Ind. & d/b/a/ Jenkins Farms, Defendant.....

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

FRED NEUMILLER, et al

ha ..... been named as Garnishee.....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 16th  
day of March, 194<sup>57</sup>

*Alice J. Smith*  
Clerk of the Circuit Court.