J. C. McDAVID,

Plaintiff

VS.

JOHN T. PAYNE,

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN LAW

no. <u>13654)</u>

The plaintiff claims of the defendant the sum of \$501.00, the balance due on a promissory note made by him on the 26th day of March, 1958, and payable in 24 installments of \$23.40, beginning the 25th day of April, 1958, payable at the First National Bank of Bay Minette, Alabama, together with interest thereon from date.

Plaintiff further claims that in and by the terms of said note, the defendant waived all rights of homestead and exemption under the laws of the State of Alabama, and plaintiff claims the benefit of said waiver.

Plaintiff further alleges that in and by the terms of said note, the defendant agreed to pay all costs of collecting the same, and the plaintiff claims the further and additional sum of \$75.00 as a reasonable attorney's fee in the premises, as said fee is so provided in said note.

Attorney for Flaintiff

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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN LAW. NO. 3654

J. C. McDAVID,

Plaintiff

vs.

JOHN T. PAYNE,

Defendant

SUMMONS AND COMPLAINT

ALUE 1. MILL CLERK RECEIPT

J. CONNOR OWENS, JR.
ATTORNEY AT LAW
101 Court House Square

Refludant live, at

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THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT

To Any Sheriff of the State of Alabama—Greeting:

	J. C. Mc				*	
has commenced suit by	Summons and	Complaint ret	turnable to tl	ne next term	of the Circ	euit Court
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.......... Plaintiff.......

Defendant

State of	Alabama
BALDWII	N COUNTY
	·····

TO John T. Payne

J. C. McDavid

John T. Payne

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Bacon-McMillan Veneer Manuf. Co.

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

day ofSeptember..., 194.58.

Clerk of the Circuit

*Defendant....:

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

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

BOND

THE STATE OF ALABAMA Baldwin County.

CIRCUIT COURT.

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, J. C. McDavid	•••••	
are held and firmly bound unto John T. Payne		
in the sum of One thousand and two and no/100		
to be paid to the said John T. Payne		
	25	
heirs, executors, administrators or assigns; for which payment well and truly to	be made, we	e bind ourselves, and
each of us, our and each of our heirs, executors and administrators jointly, severally	y and firmly	by these Presents.
Sealed with our seals, and dated this1.0day of	nt	19 58
THE CONDITION OF THE ABOVE OBLIGATION IN SUCH, That wherea	•	
J. C. McDavid		1.4
		·····
ha. S commenced suit in the Circuit Court of said County by summons and co	omplaint, wh	nich have issued from
said Court, to recover of said John T. Payne		100 100 100 100 100 100 100 100 100 100
summoning RXIX. it to answer what it is indebted to said Defendant, in its possession, or under its tiff having made oath as required by law in such cases, said Writ is about to issue onext Term of the Circuit Court, to be holden for Baldwin County. NOW, if the said Plaintiff shall prosecute the Garnishment to effect, and and damages as may sustain, by reason of the wrongful or vexation then this obligation to be void; otherwise to remain in full force and effect. AND WE, and each of us, hereby waive all rights of claim of exemption we	out of said Co	ontrol; and said Plain- ourt, returnable to the efendant all such costs of this Garnishment,
	and the second commence of	and the second s
hereafter have, under the Constitution and Laws of Alabama, and We	hereby	severally certify that
	of the above	bond.
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Approved this 16 day of D-1/11	۵ ۸ ۳	
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266		11.00)2. Clerk.

THE STATE OF ALABAMA,

No

BALDWIN COUNTY

Fall...... TERM, 19 58

CIRCUIT COURT, BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are He	reby Commanded to Sum	mon John T. Payne	
to appear an	d plead, answer or demu	r, within thirty days from the service hereof, to t	he complaint filed in
		State of Alabama, at Bay Minette, against	
by	J. C. McDavid		Defendant
			, Plaintiff
Witness my h	and this16	day of September 19	.58.
24	and this	265 Keine Jahren	CR Clerk