

FARMERS AND MERCHANTS BANK,)	
FOLEY, ALABAMA,)	
)	
Plaintiff,)	
VS.	)	IN THE CIRCUIT COURT OF
RAYMOND STYRON,	)	BALDWIN COUNTY, ALABAMA
)	
Defendant,	)	AT LAW NO. 3746 $\frac{1}{2}$
SOUTHLAND FARMS, INC.,)	
)	
Garnishee.)	

MOTION TO SET ASIDE DECREE

Now comes Theo Styron, by his Attorney, and shows unto the Court as follows:

1. On June 29, 1960, Southland Farms, Inc., the garnishèe in this cause, filed its written answer as such garnishee in this Court and paid into Court the sum of Twenty-four Hundred Three and 68/100 Dollars (\$2403.68), which it alleged in its said answer was due to the above named defendant.

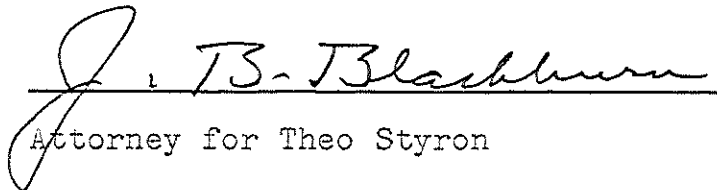
2. The said answer of the said garnishee also alleged that Theo Styron claimed land rent on 160 acres of land at \$5.00 per acre, and 5¢ for each 100 pounds of graded potatoes produced (by the defendant, Raymond Styron). Attached to the answer was an affidavit of Theo Styron, a copy of which is hereto attached, marked "Exhibit A" and by reference made a part hereof as though fully incorporated herein.

3. On June 29, 1960, the day on which the said answer of the said garnishee was filed and the said funds paid into Court, this Court rendered a decree dated June 29, 1960, which directed the Clerk of this Court to pay to the plaintiff, or its attorney of record, the sum of Three Hundred Sixteen and 55/100 Dollars (\$316.55) from the funds that had been paid into Court by the said garnishee.

4. No notice was given to the said Theo Styron, as required by Title 7, Section 1023 of the 1940 Code of Alabama, so that he might appear in this cause and propound his claim to the funds paid into Court by the said garnishee.

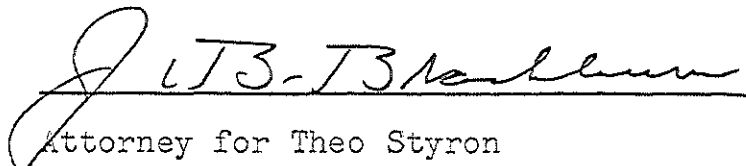
5. The said Theo Styron has a landlord's lien on the crop that was produced by the defendant from the lands rented from Theo Styron and on the proceeds of the part of the crop that were paid into Court by the said garnishee.

WHEREFORE, Theo Styron moves this Court to set aside its said decree of June 29, 1960, which was heretofore rendered in this cause, and permit him to propound his claim to the moneys paid into this Court by the said garnishee.


Attorney for Theo Styron

STATE OF ALABAMA)
*
BALDWIN COUNTY)

I hereby certify that I mailed a copy of the above and foregoing motion by first class majl, postage prepaid, to Forest A. Christian, Attorney for the plaintiff, Foley, Alabama, and to Cecil G. Chason, Attorney for the garnishee, Foley, Alabama, on this the 26th day of July, 1960.


Attorney for Theo Styron

STATE OF ALABAMA)
*
BALDWIN COUNTY)

M
The above motion having been presented to me, it is ORDERED AND ADJUDGED that the said motion be and it is hereby continued until August 16, 1960.

Dated this 26 day of July, 1960.


Judge

FILED
JUL 26 1960
ALICE J. DUCK, Clerk

EXHIBIT A

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared THEO STYRON, who first being duly and legally sworn, doth depose and say on oath as follows:

My name is Theo Styron. I rented, or leased, to Raymond Styron, One Hundred Sixty (160) acres of land for the production of the 1960 Irish potato crop by him, and Raymond Styron agreed to pay me the sum of Five Dollars (\$5.00) for each acre plus Five Cents (\$.05) for each One Hundred (100) pounds of graded potatoes produced on this land. This rent money or any part of it has not been paid to me and is now due and unpaid, and I claim a lien for this rent due me on any money owing to Raymond Styron by Cole D. Brown, or Southland Farms, Inc., resulting from the production of this potatoe crop.

(S) THEO STYRON

(SEAL)

STATE OF ALABAMA

BALDWIN COUNTY

SWORN TO AND SUBSCRIBED before me on this the 7th day of June, 1960.

(S) ARTHUR C. EPPERSON
Notary Public, State of Alabama
at Large

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff,

VS.

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 3746 $\frac{1}{2}$

FILED
JUL 26 1960
ALICE J. DUCK, Clerk

J. B. BLACKBURN
ATTORNEY AT LAW
BAY MINETTE, ALABAMA

THE STATE OF ALABAMA--JUDICIAL DEPARTMENT

THE SUPREME COURT OF ALABAMA

Special
~~October~~ Term, 19 63

To the Clerk of the Circuit Court of
Baldwin County, Greeting:

Whereas, the Record and Proceedings of the Circuit Court
of said county, in a certain cause lately pending in said Court between
Theo Styron, Appellant,
and
Farmers & Merchants Bank of Foley, Alabama, Appellee,
wherein by said Court, it was considered adversely to said appellant, were brought before our
Supreme Court, by appeal taken, pursuant to law, on behalf of said appellant.

Now, it is hereby certified, That it was thereupon considered, ordered and adjudged
by our Supreme Court on the 29 day of July, 19 63,
, that the said appeal be and stand
for want of prosecution
dismissed; and that it was further considered, ordered and adjudged
that the appellant and surety or sureties on the appeal bond, pay

the costs accruing on said appeal in this Court and in the Court below for which costs let
execution issue.

Witness, J. Render Thomas, Clerk of the Supreme
Court of Alabama, at the Judicial Building,

this the 29 day of July, 19 63

J. Render Thomas
Clerk of the Supreme Court of Alabama.

file no 3746

THE SUPREME COURT OF ALABAMA

Special
~~October~~ Term, 19 63

1st Div., No. 995

Theo Styron
Appellant,

v.

Farmers & Merchants Bank
of Foley, Alabama
Appellee.

From Baldwin Circuit Court.

No. 3746 1/2
CERTIFICATE OF DISMISSAL

The State of Alabama, }
County. } Filed

this FILED day of 19
JUL 20 1963

ALICE J. DUCK, CLERK
REGISTER

THE STATE OF ALABAMA--JUDICIAL DEPARTMENT

THE SUPREME COURT OF ALABAMA

Special
~~October~~ Term, 1963

To the Clerk of the Circuit Court of
Baldwin County, Greeting:

Whereas, the Record and Proceedings of the Circuit Court
of said county, in a certain cause lately pending in said Court between
Theo Styron, Appellant,
and
Sherrill Oil Company, an Ohio Corporation, Appellee,

wherein by said Court, it was considered adversely to said appellant, were brought before our
Supreme Court, by appeal taken, pursuant to law, on behalf of said appellant.

Now, it is hereby certified, That it was thereupon considered, ordered and adjudged
by our Supreme Court on the 29 day of July, 1963,

that the said appeal be and stand
dismissed; ^{for want of prosecution} and that it was further considered, ordered and adjudged
that the appellant and surety or sureties on the appeal bond, pay

the costs accruing on said appeal in this Court and in the Court below for which costs
let execution issue.

Witness, J. Render Thomas, Clerk of the Supreme
Court of Alabama, at the Judicial Building,

this the 29 day of July, 1963

J. Render Thomas
Clerk of the Supreme Court of Alabama.

NO. 3747

THE SUPREME COURT OF ALABAMA

Special

~~October~~ Term, 19 63

1st Div., No. 997

Theo Styron

Appellant,

v.

Sherrill Oil Company, an

Ohio Corporation

Appellee.

From Baldwin Circuit Court.

No. 3747 1/2

CERTIFICATE OF DISMISSAL

The State of Alabama,

County.

} Filed

this day of 19

ALICE L. DUCK, CLERK

BROWN PRINTING CO., MONTGOMERY, ALA.

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff,

VS.

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW. NO. 3746 $\frac{1}{2}$

MOTION TO SET ASIDE DECREE

Now come ERNEST PAGE, BUD ADAMS AND MORGAN SHERMAN, by their Attorney, and show unto the Court as follows:

1. On June 29, 1960, Southland Farms, Inc., the garnishee in this cause, filed its written answer as such garnishee in this Court and paid into Court the sum of Twenty-four Hundred Three and 68/100ths (\$2,403.68) Dollars, which it alleged in its said answer was due to the above named defendant.

2. The said answer of the said garnishee also alleged that ERNEST PAGE claimed One Hundred Twenty and No/100ths (\$120.00) Dollars as wages for work and labor done for said Raymond Styron in producing the crop of potatoes; that BUD ADAMS claimed Two Hundred Fifty and No/100ths (\$250.00) Dollars as wages for work and labor done for the said defendant, Raymond Styron, in producing the crop of potatoes for which said garnishee owed the said defendant, Raymond Styron; that MORGAN SHERMAN claimed Three Hundred Seventy-five and No/100ths (\$375.00) Dollars as wages for work and labor done for said Raymond Styron in producing the crop of potatoes for which said garnishee owed the said defendant. Attached to the answer of said Garnishee were affidavits of the said ERNEST PAGE, BUD ADAMS, AND MORGAN SHERMAN, which said affidavits are, by reference, made a part hereof as though fully set out herein.

3. On June 29, 1960, the day on which the said answer of said garnishee was filed and the said funds paid into this Court, this Court rendered a decree, dated June 29, 1960, which directed the Clerk of this Court to the plaintiff, or its attorney of record, the sum of Three Hundred Sixteen and 55/100ths (\$316.55) Dollars from the funds that had been paid into Court by the said Garnishee.

4. No notice was given to the said ERNEST PAGE, BUD ADAMS, or

MORGAN SHERMAN as required by Title 7, Section 1023, of the Code of Alabama of 1940, so that they might appear in this cause and propound their claims to the funds paid into Court by the said Garnishee.

5. The said ERNEST PAGE, BUD ADAMS AND MORGAN SHERMAN have a work and labor lien on the crop of potatoes which was produced from their labor and on the proceeds of the part of the crop that were paid into Court by said Garnishee.

WHEREFORE, the said ERNEST PAGE, BUD ADAMS, AND MORGAN SHERMAN move this Court to set aside its said decree of June 29, 1960, which was heretofore rendered in this cause, and permit them to propound their claim to the moneys paid into this Court by said garnishee.

Julius J. Madubere
ATTORNEY FOR CLAIMANTS.

STATE OF ALABAMA, §
 §
COUNTY OF BALDWIN. §

I hereby certify that I mailed a copy of the above and foregoing motion by first class mail, postage prepaid, to Forest A. Christian, Attorney for the plaintiff, Foley, Alabama, and to Cecil G. Chason, Attorney for the Garnishee, Foley, Alabama, on this the 28th day of July, 1960.

Julius J. Madubere
ATTORNEY FOR CLAIMANTS.

STATE OF ALABAMA, §
 §
COUNTY OF BALDWIN. §

The above motion having been presented to me, it is ORDERED AND ADJUDGED that the said Motion be and it is hereby continued until August 16, 1960.

Dated this 28th day of July, 1960.

Hubert M. Hall
J U D G E

FILED
JUL 28 1960

ALICE J. DUCK, Clerk

MOTION TO SET ASIDE DECREE

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff,

VS.

RAYMOND STYRON,

Defendant.

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. No. 3746 $\frac{1}{2}$

FILED
JUL 28 1960
ALICE J. DUCK, Clerk

FARMERS AND MERCHANTS BANK,)		
FOLEY, ALABAMA,)		
	)	IN THE CIRCUIT COURT OF	
VS. Plaintiff,	)	BALDWIN COUNTY, ALABAMA	
RAYMOND STYRON,	)	AT LAW	NO. 3746½
)		
Defendant,)		
SOUTHLAND FARMS, INC.,)		
)		
Garnishee.)		

AMENDED CLAIM OF THEO STYRON

Now comes Theo Styron, by his attorney, and amends his claim heretofore filed in this cause so that as amended it will read as follows:

1. On, to-wit, June 29, 1960, Southland Farms, Inc., the garnishee in this cause, filed its written answer as such garnishee in this Court and paid into Court the sum of \$2403.68, which it alleged in its answer was due by it to the above named defendant, Raymond Styron.

2. In the said answer of the said garnishee it was alleged that the claimant, Theo Styron, claimed a part of the said sum of \$2403.68, which was paid into Court by the garnishee in this cause, as land rent due to him by the defendant, Raymond Styron.

3. On, to-wit, October 24, 1960, the Clerk of the Circuit Court of Baldwin County, Alabama, issued a notice which purported to be a notice given under the provisions of Title 7, Section 1023 of the 1940 Code of Alabama, to the claimant, Theo Styron, a copy of which was served on J. B. Blackburn, as his attorney, on October 25, 1960:

The said Theo Styron hereby makes claim to ~~\$1877.52~~ ^{\$1941.54} of the funds paid into Court by the said garnishee in this cause and assigns as grounds of his said claim, separately and severally, the following:

A. The defendant, Raymond Styron, was indebted to the claimant, Theo Styron, at the time of the service of the writ of garnishment in this cause and at the time the said garnishee made its answer to the said writ of garnishment in the amount of ~~\$1877.52~~ ^{\$1941.54} for rent on land in Baldwin County, Alabama, which had been rented

by the claimant, Theo Styron, to the defendant, Raymond Styron, which said property is the following described real property situated in Baldwin County, Alabama, to-wit:

¹⁶⁵
~~160~~ acres of land, being the ¹²⁵~~160~~ acres owned by the claimant which is in cultivation and which is a part of the East Half of Section 9, Township 8 South, Range 3 East, Baldwin County, Alabama.

^{1946.54}
B. The amount due to the claimant of ~~\$1877.72~~, as set out above, is \$5.00 per acre for ¹⁶⁵~~160~~ acres of cultivated land and 5¢ per 100 pounds of graded potatoes produced by the defendant, Raymond Styron, on the said property of the claimant, the amount of graded potatoes produced being 21,554.55 one hundred pounds, on which the amount due to the claimant at 5¢ per 100 pounds is \$1,077.72.

C. The said funds paid into this Court by the garnishee in this cause are the proceeds from the sale of the crop raised by the defendant, Raymond Styron, on the lands of the claimant, Theo Styron, on which the claimant, Theo Styron, has a landlord's lien under the provisions of Title 31, Section 15 of the 1940 Code of Alabama, for rent due to the claimant.

^{1946.54}
D. The claimant further alleges that he claims a lien on ~~\$1877.72~~ for rent due to him as stated above. Claimant further alleges that he has heretofore filed a suit against the tenant, Raymond Styron, in the Circuit Court of Baldwin County, Alabama, Law Side, to enforce payment of the amount due to him.

Respectfully submitted,

J. B. Blackburn
Attorney for Claimant

STATE OF ALABAMA)
*
BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared THEO STYRON, who, after being by me first duly and legally sworn, deposes and says: That he is the claimant named in the above and foregoing/^{amended}claim; that he

has read over the said amended claim and that the facts stated therein are true.

Theo Syner

Sworn to and subscribed before me on
this the 29th day of November, 1960.

Mary Lou Blackburn

Notary Public, Baldwin County, Alabama

FILED

NOV 29 1960

ALICE J. DUCK, Clerk

AMENDED CLAIM OF THEO STYRON

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff,

VS.

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 3746 $\frac{1}{2}$

FILED
NOV 29 1960
ALICE J. DUCK, Clerk

FARMERS AND MERCHANTS BANK,)	
FOLEY, ALABAMA,)	
)	
Plaintiff,	)	IN THE CIRCUIT COURT OF
VS.	)	BALDWIN COUNTY, ALABAMA
RAYMOND STYRON,)	
	)	AT LAW NO. 3746½
Defendant,)	
SOUTHLAND FARMS, INC.,)	
)	
Garnishee.)	

CLAIM OF THEO STYRON

Now comes Theo Styron, by his attorney, and shows unto the Court as follows:

1. On, to-wit, June 29, 1960, Southland Farms, Inc., the garnishee in this cause, filed its written answer as such garnishee in this Court and paid into Court the sum of \$2403.68, which it alleged in its answer was due by it to the above named defendant, Raymond Styron.

2. In the said answer of the said garnishee it was alleged that the claimant, Theo Styron, claimed a part of the said sum of \$2403.68, which was paid into Court by the garnishee in this cause, as land rent due to him by the defendant, Raymond Styron.

3. On, to-wit, October 24, 1960, the Clerk of the Circuit Court of Baldwin County, Alabama, issued a notice which purported to be a notice given under the provisions of Title 7, Section 1023 of the 1940 Code of Alabama, to the claimant, Theo Styron, a copy of which was served on J. B. Blackburn, as his attorney, on October 25, 1960:

The said Theo Styron hereby makes claim to \$907.78 of the funds paid into Court by the said garnishee in this cause and assigns as grounds of his said claim, separately and severally, the following:

A. The defendant, Raymond Styron, was indebted to the claimant, Theo Styron, at the time of the service of the writ of garnishment in this cause and at the time the said garnishee made its answer to the said writ of garnishment in the amount of \$907.78 for rent on land in Baldwin County, Alabama, which had been rented

by the claimant, Theo Styron, to the defendant, Raymond Styron, which said property is the following described real property situated in Baldwin County, Alabama, to-wit:

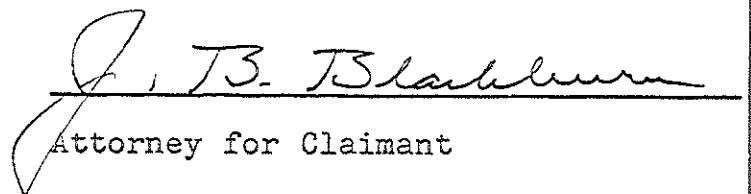
160 acres of land, being the 160 acres owned by the claimant which is in cultivation and which is a part of the East Half of Section 9, Township 8 South, Range 3 East, Baldwin County, Alabama.

B. The amount due to the claimant of \$907.78, as set out above, is \$5.00 per acre for 160 acres of cultivated land and 5¢ per 100 pounds of graded potatoes produced by the defendant, Raymond Styron, on the said property of the claimant, the amount of graded potatoes produced being 21,554.55 pounds, on which the amount due to the claimant at 5¢ per 100 pounds is \$107.78.

C. The said funds paid into this Court by the garnishee in this cause are the proceeds from the sale of the crop raised by the defendant, Raymond Styron, on the lands of the claimant, Theo Styron, on which the claimant, Theo Styron, has a landlord's lien under the provisions of Title 31, Section 15 of the 1940 Code of Alabama, for rent due to the claimant.

D. The claimant further alleges that he claims a lien on \$907.78 for rent due to him as stated above. Claimant further alleges that he has heretofore filed a suit against the tenant, Raymond Styron, in the Circuit Court of Baldwin County, Alabama, Law Side, to enforce payment of the amount due to him.

Respectfully submitted,


Attorney for Claimant

STATE OF ALABAMA)
*
BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared THEO STYRON, who, after being by me first duly and legally sworn, deposes and says: That he is the claimant named in the above and foregoing claim; that he has read over the said claim and that the facts stated therein are true.



Sworn to and subscribed before me on
this the 23rd day of November, 1960.

J. B. Bradburn
State of
Notary Public, Baldwin County, Alabama,
at Lage

CLAIM OF THEO STYRON
FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff,
VS.

RAYMOND STYRON,

Defendant,
SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 3746 $\frac{1}{2}$

Filed 11-24-60
Aerie French
clerk

THE STATE OF ALABAMA,
BALDWIN COUNTY

}

CIRCUIT COURT

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for Baldwin County and State aforesaid _____ Forest A. Christian _____

who being duly sworn, on oath says, that a regular _____ July 2nd, 1959 _____ Term
of the Circuit Court of Baldwin County, to-wit: on the _____ 2nd _____ day of _____ July _____
19 59, _____ The Farmers & Merchants Bank, Foley, Ala. _____

recovered a judgment against _____ Raymond Styron _____

_____ for the sum of
Two Hundred Sixty-five and 50/100 (\$265.50) plus 6% interest or \$15.00 _____ Dollars
besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that
_____ Southland Farms Inc. _____

supposed to be indebted to or have effects of the said _____ Raymohd Styron _____
in _____ its _____ possession, or under _____ its _____ control, and that he believes process of
Garnishment against said _____ Southland Farms Inc. _____
is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this _____ 17 _____

day of _____ May _____ A. D. 19 60 _____

_____ Alice J. Duck _____
Clerk.

_____ *[Signature]* _____

NO. 3746 1/2

CIRCUIT COURT

VS.

AFFIDAVIT Garnishment on Judgment

Filed this _____ day of

_____, 19____

Clerk.

3162
Garnishment on Judgment.

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

July

TERM, 1959

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular July Term, 1959, of the Circuit Court of Baldwin County,
to-wit: On the 2nd day of July, 1959, being a regular day of
said term, The Farmers & Merchants Bank, Foley, Alabama

recovered judgment against Raymond Styron

or \$15.00
for the sum of Two Hundred Sixty-five and 50/100 plus 6% interest Dollars, and cost of suit,
and affidavit having been made by Forest A. Christian, Attorney
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

Southland Farms Inc.

has or is believed to have in its possession, or under its control money
or effects belonging to said defendant Raymond Styron or that its is, or
is believed to be indebted to said defendant Raymond Styron 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

Southland Farms, Inc.

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 within 30 days Monday in A. D. 1959,
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 its answer, or at any time intervening the time of serv-
ing the garnishment, and making the answer its was indebted to said defendant
and whether it will not be indebted in future to said defendant
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 Raymond Styron

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

Witness, ALICE J. DUCK, Clerk of said Court, this 17 day of May, A. D., 1960.

Issued day of A. D., 19

ATTEST:

Alice J. Duck, Clerk.

Circuit Court, Baldwin County

No. 3746 1/2

Received 17 day of May 1960
d on 17 day of May 1960
served a copy of the within Walt
Southland Farms Inc.
Lois D. Brown Pres
y service on _____

TAYLOR WILKINS, Sheriff
By Lois D. Brown D. S.
Foley

Sheriff claims 72 miles at
Ten Cents per mile Total \$ 7.20
TAYLOR WILKINS, Sheriff
BY [Signature]
DEPUTY SHERIFF

THE FARMERS & MERCHANTS BANK, FOLEY, ALA.

VS. } Garnishment On Judgment

RAYMOND STYRON

Issued 17 day of May 1960

Returnable _____ day of _____ 19____

Forest A. Christian
Attorney

FARMERS & MERCHANTS BANK,
FOLEY, ALABAMA

and

SHERILL OIL COMPANY, an
Ohio Corporation,

Plaintiffs,

VS:

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee.)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

NO. 3746½

NO. 3747½

NOTICE TO DEFENDANT

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to notify THEO STYRON and RAYMOND STYRON that on the 17th day of May, 1960, a writ of garnishment in the above styled cause was issued to SOUTHLAND FARMS, INC., as garnishee.

And you will return this writ according to law.

Witness my hand this 24th day of October, 1960.

Alice J. Duck
Clerk

FILED

OCT 24 1960

ALICE J. DUCK, CLERK
REGISTER

NOTE: This notice may be served on J. B. Blackburn, Esq., Attorney for Theo Styron and Raymond Styron.

✓
FARMERS & MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff,

VS

RAYMOND STYRON,

Defendant

SOUTHLAND FARMS, INC.

Garnishee

NO. 3746½

TAYLOR WILKINS, Sheriff

By W. A. Talbot D. S.

Omni

FILED

OCT 24 1960

ALICE A. DUCK, CLERK
REGISTER

*20 then served to
Horn, J. B. Blackburn*

Received 24 day of Oct 1960

and on 25 day of Oct 1960

served a copy of the within Notice

1 J. B. Blackburn

by service on Mrs J B Blackburn

FARMERS & MERCHANTS BANK,
FOLEY, ALABAMA
AND
SHERRILL OIL COMPANY, an
Ohio Corporation,

Plaintiffs,)

VS:)

RAYMOND STYRON,

Defendant,)

SOUTHLAND FARMS, INC.,)

Garnishee.)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 3746½ - NO. 3747½

NOTICE TO DEFENDANT

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to notify ERNEST PAGE, BUD ADAMS and MORGAN SHERMAN that on the 17th day of May, 1960, a writ of garnishment in the above styled cause was issued to SOUTHLAND FARMS, INC., as garnishee.

And you will return this writ according to law.

Witness my hand this 24th day of October, 1960.

Alice J. Duck

Clerk

NOTE: This notice may be served on Telfair Mashburn, Esq., Attorney for Ernest Page, Bud Adams and Morgan Sherman.

FILED

OCT 24 1960

ALICE J. DUCK, CLERK
REGISTER

FARMERS & MERCHANTS BANK,
FOLEY, ALABAMA,
Plaintiff

VS:

RAYMOND STYRON,
Defendant

SOUTHLAND FARMS, INC.,

Garnishee

NO. 3746½

TAYLOR WILKINS, Sheriff.

By *W. A. Talbot* D. S.

O me

FILED

OCT 24 1960

ALICE J. DUCK, CLERK
REGISTER

*To be served on
Raymond Styron*

Served *24* day of *Oct* 19*60*
on *25* day of *Oct* 19*60*
I have served a copy of the within *Notice*
Alfred J. Mackinnon
Service on _____

0 4 3

SHERRILL OIL COMPANY,
A Ohio Corporation,

Plaintiff

-VS-

RAYMOND STYRON,

Defendant

SOUTHLAND FARMS, INC.,

Garnishee.

AND

FARMERS & MERCHANTS BANK,
Foley, Alabama,

Plaintiff,

-VS-

RAYMOND STYRON,

Defendant

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

LAW SIDE.

NO. _____

O

It appearing to the Court from the sworn answer of the
Garnishee in the above styled cause that the Garnishee is in-
debted to the Defendant, Raymond Styron, in an amount in excess
of the amounts of the judgments due to the Plaintiff, Sherill
Oil Company, an Ohio Corporation, and Plaintiff, Farmers & Mer-
chants Bank, Foley, Alabama, the said judgment and cost of the
Sherill Oil Company being in the amount of ONE THOUSAND ONE
HUNDRED TWENTY-THREE AND 10/100 (\$1,123.10) DOLLARS, and the
judgment and cost in the Farmers & Merchants National Bank case
being for THREE HUNDRED SIXTEEN AND 55/100 (\$316.55) DOLLARS.
The Garnishee having paid to the Clerk of the Circuit Court

of Baldwin County, Alabama, the sum of TWO THOUSAND FOUR HUNDRED THREE AND 68/100 (\$2,403.68) DOLLARS, along with his answer praying that order be made by the Court concerning the disposition of these funds, It is _____

THEREFORE ORDERED, ADJUDGED AND DECREED BY THE Court that the Clerk of the said Court, from the amount in her hands, pay to the Sherill Oil Company, or its Attorney of Record, the sum of ONE THOUSAND ONE HUNDRED TWENTY-THREE AND 10/100 (\$1,123.10) DOLLARS, and that the said Clerk pay to the Farmers & Merchants Bank of Foley, Alabama, from said sum in her hand, THREE HUNDRED SIXTEEN AND 55/100 (\$316.55) and that she pay the balance of the amount remaining in her hands to the defendant, Raymond Styron.

Dated at Bay Minette, Alabama, this the 29th day of June, 1960.

Hubert H. Hall
Judge

FILED

JUN 29 1960

ALICE L. DUCK, CLERK
REGISTER

VS. Plaintiff,

Defendant,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 3747 $\frac{1}{2}$

All motions to set aside the order heretofore made in this cause, dated June 29, 1960, which have been specially set for hearing on this date, are, because of the absence of Cecil G. Chason, attorney for one of the parties, hereby continued until 11:00 o'clock A. M. on August 26, 1960.

Done on this the 16th day of August, 1960.

Judge

FILED

AUG 16 1950

DUKE J. DUCK, CLERK
REGISTER

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

VS. Plaintiff,

RAYMOND STYRON,)

Defendant,)

SOUTHLAND FARMS, INC.,)

Garnishee.)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 37461

DECREE CONTINUING MOTIONS TO SET ASIDE JUDGMENT

All motions to set aside the order heretofore made in this cause, dated June 29, 1960, which have been specially set for hearing on this date, are, because of the absence of Cecil G. Chason, attorney for one of the parties, hereby continued until 11:00 o'clock A. M. on August 26, 1960.

Done on this the 16th day of August, 1960.

Index on street

Judge

FILED

13: 1952

ALICE J. DUNN, CLERK,
REGISTER.

DECREE CONTINUING MOTIONS TO SET
ASIDE JUDGMENT.

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff,
VS.

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW NO. 3746 $\frac{1}{2}$

FILED

AUG 16 1960

ALICE J. DUCK, CLERK
REGISTER

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff

VS:

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF

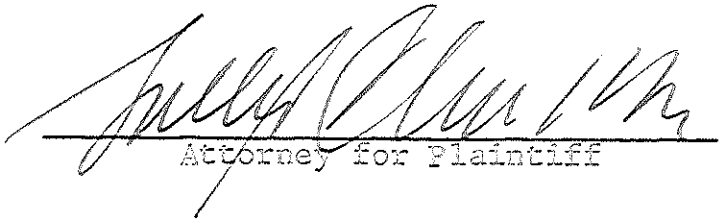
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 3746½

DEMURRER

Comes the FARMERS & MERCHANTS BANK OF FOLEY, ALABAMA and for answer to the Amended Claim of Theo Styron filed in this case, states that this claim does not state a cause of action.


Attorney for Plaintiff

FILED

DEC 27 1960

ALICE L. DUCK, CLERK
REGISTERED

3746 1/2

FILED

Dec 27 1960

ALICE J. DUCK, CLERK
REGISTER

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff,

VS.

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee,

ERNEST PAGE, BUD ADAMS AND
MORGAN SHERMAN,

Claimants.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW. NO. 3746 $\frac{1}{2}$

Now come ERNEST PAGE, BUD ADAMS, AND MORGAN SHERMAN, Claimants in the above styled cause, and propound their claim to or interest in the fund of \$2,403.68 which the answer of said garnishee, SOUTHLAND FARMS, INC., shows it has turned into the Clerk of this Court as due from said Garnishee to said defendant, and they allege that they are the owners of a portion of said fund and are entitled to receive it, by reason of the following facts and circumstances:

The said Claimant, ERNEST PAGE, claims One Hundred Twenty and No/100ths (\$120.00) Dollars, as wages, for work and labor done for said Raymond Styron, the defendant, in producing the crop of potatoes for which said garnishee owed the said defendant; that said Claimant, BUD ADAMS, claims Two Hundred Fifty and No/100ths (\$250.00) Dollars, as wages, for work and labor done for said Raymond Styron, the defendant, in producing the crop of potatoes for which said garnishee owed said defendant; and that said Claimant, MORGAN SHERMAN, claims Three Hundred Seventy-five and No/100ths (\$375.00) Dollars, as wages, for work and labor done for the said Raymond Styron, the defendant, in producing the crop of potatoes for which said garnishee owed said defendant.

The said Claimants, ERNEST PAGE, BUD ADAMS, AND MORGAN SHERMAN, CLAIM Seven Hundred forty-five and No/100ths (\$745.00) Dollars, as wages, for work and labor done for the said Raymond Styron, the defendant, in producing the crop of potatoes for which said garnishee owed said defendant, together with interest thereon from the 15th day of June, 1960.

WHEREFORE, Claimants herewith propound their claim to said funds and contest with the plaintiff their right thereto as provided in the

Code of 1940, Title 7, paragraphs 1023 and 1024.

Telfair J. Mashburn
ATTORNEY FOR CLAIMANTS.

STATE OF ALABAMA,
COUNTY OF BALDWIN.

Before me, J. Lamon Owens, Jr., the undersigned authority, personally appeared Telfair J. Mashburn, whose name is signed to the foregoing Claim and who is known to me, and who, being by me first duly sworn, deposes and says, on oath: That he is informed and believes, and, on such information and belief, avers that the facts and things set forth therein are true and correct.

Telfair J. Mashburn

Sworn to and subscribed before me this the 22nd day of November, 1960.

J. Lamon Owens, Jr.
NOTARY PUBLIC, BALDWIN COUNTY, ALA.

FILED

NOV 22 1960

ALICE J. DUCK, CLERK
REGISTER

FILED
NOV 22 1950
ALICE J. DUCK, CLERK
REGISTER

SHERRILL OIL COMPANY,
an Ohio Corporation,

Plaintiff,

-vs-

RAYMOND STYRON,

Defendant,

-vs-

SOUTHLAND FARMS, INC.,

Garnishee,

AND

FARMERS & MERCHANTS BANK,
Foley, Alabama,

Plaintiff,

-vs-

RAYMOND STYRON,

Defendant,

-vs-

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

Comes Southland Farms, Inc., a corporation, acting by and through Cole D. Brown, its President, who is hereunto duly authorized, and for answer to the writ of garnishment served on it in the two (2) above styled causes, says:-

That it is now indebted to the Defendant, Raymond Styron, in the sum of Two Thousand Four Hundred Three and 68/100 Dollars (\$2,403.68), as settlement on a potato growers contract between Southland Farms, Inc., and Raymond Styron; that it is indebted to said defendant in no other sum, either at the time of service of said garnishment, or at the time of making this answer, or at any time intervening the service of said garnishment and making this answer; that it will not be indebted to said defendant in the future by virtue of a contract then or now existing; nor will it be liable to the defendant by virtue of a contract then or now existing 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; that the garnishee has not in its possession or under its control money or effects belonging to the said defendant; that it has no contract with said defendant, and is not liable to him in any other manner than hereinabove set forth.

The garnishee further shows that there has been delivered to it certain affidavits which purport to claim a lien on monies owing to Raymond Styron by Cole D. Brown or Southland Farms, Inc., resulting from the production of this potato crop, viz:-

L. K. "Skeet" Hoover, for rental of a potato digger	\$400.00
Harper Adams, for work and labor done	\$ 45.00
Paul Layfield, for work and labor done	\$ 70.00
Theo Styron, for land rental on 160 acres of land, at \$5.00 per acre, plus .05¢ for each 100 pounds of graded potatoes produced	
Tommy Graham, work and labor done	\$ 90.00
Ernest Page, work and labor done	\$ 120.00
Bud Adams, for work and labor	\$ 250.00
Morgan Sherman, for work and labor done	\$ 375.00

All of the above affidavits are dated June 7, 1960, and all are attached hereto and specifically made a part hereof.

The Garnishee further shows unto the Court that to the best of his knowledge, information and belief, no Bond for dissolution of garnishment has been made, executed or filed by the defendant, and further that the Garnishee does not know whether proceedings have been filed on the affidavits claiming a lien, as set out above and attached hereto. Garnishee therefor prays order of the Court to pay into Court the sum of Two Thousand Four Hundred Three and 68/100 Dollars (\$2,403.68) due by it to the defendant, thereby to be relieved from other liability, and be protected from the peril of further controversy.

SOUTHLAND FARMS, INC.,

BY: Cole D. Brown
President, as Garnishee

Sworn to and subscribed
before me, on this the
28 day of June, 1960.

[Signature]
Notary Public, Baldwin County,
State of Alabama

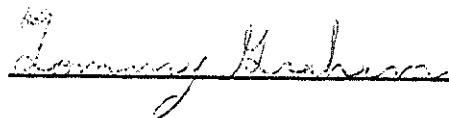
FILED
JUN 29 1960
ALICE J. DUCK, CLERK
REGISTER

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared TOMMY GRAHAM, who first being duly and legally sworn, doth depose and say on oath as follows:

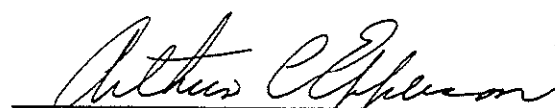
✓ My name is Tommy Graham. I worked for Raymond Styron in the preparing, planting, cultivating, and harvesting of Irish potatoes on property belonging to Theo Styron in the Bon Secour area, South Baldwin County, Alabama, for the present crop of Irish potatoes that have just been dug, and further that Raymond Styron is justly indebted to me as wages for my labor in connection with the producing of this crop, the sum of Ninety Dollars (\$90.00), and which sum is still due and unpaid, and I further claim a lien for this amount on any money owing to said Raymond Styron by Cole D. Brown, or Southland Farms, Inc., resulting from the production of this potato crop.


(SEAL)

STATE OF ALABAMA

BALDWIN COUNTY

SWORN TO AND SUBSCRIBED before me on this the 7th day of June, 1960.

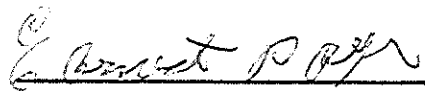

Notary Public, State of Alabama
at large

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared ERNEST PAGE, who first being duly and legally sworn, doth depose and say on oath as follows:

My name is Ernest Page. I worked for Raymond Styron in the preparing, planting, cultivating, and harvesting of Irish Potatoes on property belonging to Theo Styron in the Bon Secour area, South Baldwin County, Alabama, for the present crop of Irish potatoes that have just been dug, and further that Raymond Styron is justly indebted to me as wages for my labor in connection with the producing of this crop, the sum of One Hundred Twenty Dollars (\$120.00), and which sum is still due and unpaid, and I further claim a lien for this amount on any money owing to said Raymond Styron by Cole D. Brown, or Southland Farms, Inc., resulting from the production of this potato crop.



(SEAL)

STATE OF ALABAMA

BALDWIN COUNTY

SWORN TO AND SUBSCRIBED before me on this the 7th day of June, 1960.



Notary Public, State of Alabama
at large

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared BUD ADAMS, who first being duly and legally sworn, doth depose and say on oath as follows:

My name is Bud Adams. I worked for Raymond Styron in the preparing, planting, cultivating, and harvesting of Irish potatoes on property belonging to Theo Styron in the Bon Secour area, South Baldwin County, Alabama, for the present crop of Irish potatoes that have just been dug, and further that Raymond Styron is justly indebted to me as wages for my labor in connection with the producing of this crop, the sum of Two Hundred Fifty Dollars (\$250.00), and which sum is still due and unpaid, and I further claim a lien for this amount on any money owing to said Raymond Styron by Cole D. Brown, or Southland Farms, Inc., resulting from the production of this potatoe crop.

Bud Adams X (SEAL)

STATE OF ALABAMA

BALDWIN COUNTY

SWORN TO AND SUBSCRIBED before me on this the 7th day of June, 1960.

Arthur I. Jefferson
Notary Public, State of Alabama
at large

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared MORGAN SHARMAN, who first being duly and legally sworn, doth depose and say on oath as follows:

My name is Morgan Sharman. I worked for Raymond Styron in the preparing, planting, cultivating, and harvesting of Irish potatoes on property belonging to Theo Styron in the Bon Secour area, South Baldwin County, Alabama, for the present crop of Irish potatoes that have just been dug, and further that Raymond Styron is justly indebted to me as wages for my labor in connection with the producing of this crop, the sum of Three Hundred Seventy-five Dollars (\$375.00), and which sum is still due and unpaid, and I further claim a lien for this amount on any money owing to said Raymond Styron by Cole D. Brown, or Southland Farms, Inc., resulting from the production of this potatoe crop.

Morgan Sharman (SEAL)

STATE OF ALABAMA

BALDWIN COUNTY

SWORN TO AND SUBSCRIBED before me on this the 7th day of June, 1960.

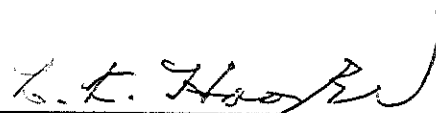
Arthur C. Jones
Notary Public, State of Alabama
at large

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared L. K. "SKEET" HOOVER, who first being duly and legally sworn, doth depose and say on oath as follows:

My name is L. K. "Skeet" Hoover. I am manager of Baldwin County Oliver Tractor Company, Robertsdale, Alabama. We rented to Raymond Styron, one (1), two (2) - row Oliver potato digger for the harvesting of an Irish potato crop on lands owned by Theo Styron, for the 1960 Irish potato crop, and which crop was delivered to Southland Farms, Inc., Foley, Alabama, for grading and sale. There is owing to Baldwin County Oliver Tractor Company, the sum of Four Hundred Dollars (\$400.00) for the rental of this digger by Raymond Styron, which sum is due and unpaid, and we hereby claim a lien for said rental on any monies owed to said Raymond Styron by Cole D. Brown, or Southland Farms, Inc., resulting from the harvesting of this potato crop.




(SEAL)

STATE OF ALABAMA

BALDWIN COUNTY

SWORN TO AND SUBSCRIBED before me on this the 7th day of June, 1960.


Notary Public, State of Alabama
at large

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared HARPER ADAMS, who first being duly and legally sworn, doth depose and say on oath as follows:

My name is Harper Adams. I worked for Raymond Styron in the preparing, planting, cultivating, and harvesting of Irish potatoes on property belonging to Theo Styron in the BonSecour area, South Baldwin County, Alabama, for the present crop of Irish potatoes that have just been dug, and further that Raymond Styron is justly indebted to me as wages for my labor in connection with the producing of this crop, the sum of Forty-five Dollars (\$45.00), and which sum is still due and unpaid, and I further claim a lien for this amount on any money owing to said Raymond Styron by Cole D. Brown, or Southland Farms, Inc., resulting from the production of this potato crop.

Harper Adams
(SEAL)

STATE OF ALABAMA

BALDWIN COUNTY

SWORN TO AND SUBSCRIBED before me on this the 7th day of June, 1960.


Notary Public, State of Alabama
at large

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared PAUL LAYFIELD, who first being duly and legally sworn, doth depose and say on oath as follows:

My name is Paul Layfield: I worked for Raymond Styron in the preparing, planting, cultivating, and harvesting of Irish potatoes on property belonging to Theo Styron in the Bon Secour area, South Baldwin County, Alabama, for the present crop of Irish potatoes that have just been dug, and further that Raymond Styron is justly indebted to me as wages for my labor in connection with the producing of this crop, the sum of Seventy Dollars (\$70.00), and which sum is still due and unpaid, and I further claim a lien for this amount on any money owing to said Raymond Styron by Cole D. Brown, or Southland Farms, Inc., resulting from the production of this potato crop.

Paul Layfield

(SEAL)

STATE OF ALABAMA

BALDWIN COUNTY

SWORN TO AND SUBSCRIBED before me on this the 7th day of June, 1960.

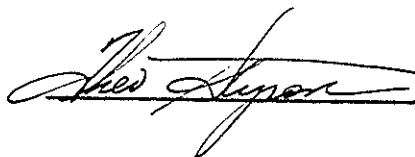
Arthur C. Epperson
Notary Public, State of Alabama
at large

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared THEO STYRON, who first being duly and legally sworn, doth depose and say on oath as follows:

My name is Theo Styron. I rented, or leased, to Raymond Styron, One Hundred Sixty (160) acres of land for the production of the 1960 Irish potato crop by him, and Raymond Styron agreed to pay me the sum of Five Dollars (\$5.00) for each acre plus Five Cents (\$.05) for each One Hundred (100) pounds of graded potatoes produced on this land. This rent money or any part of it has not been paid to me and is now due and unpaid, and I claim a lien for this rent due me on any money owing to Raymond Styron by Cole D. Brown, or Southland Farms, Inc., resulting from the production of this potatoe crop.

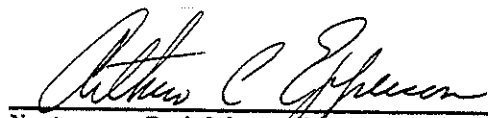


(SEAL)

STATE OF ALABAMA

BALDWIN COUNTY

SWORN TO AND SUBSCRIBED before me on this the 7th day of June, 1960.


Notary Public, State of Alabama
at large

ments at page 319.

Alabama, on July 23, 1959, where it is recorded in Book 9 of Judge-
for record in the office of the Judge of Probate of Baldwin County,
DOLLARS (\$33.20) costs, a certificate for which judgment was filed
THOUSAND FIFTEEN DOLLARS (\$1,015.00) and THIRTY-THREE AND 20/100
Styron, in the Circuit Court of Baldwin County, Alabama, for ONE
Oil Company, recovered a judgment against the defendant, Raymond
1. That on, to-wit, July 6, 1959, the plaintiff, Sherrill

Telfair J. Mashburn, as their attorney, as follows:

and Ernest Page, Bud Adams and Morgan Sherman, acting by and through
Theo Styron, acting by and through his attorney, J. B. Blackburn,
acting by and through Forest A. Christian, as their attorney,
plaintiff, Farmers and Merchants Bank, Foley, Alabama, plaintiff,
to this cause, namely, Sherrill Oil Company, an Ohio corporation,
It is stipulated and agreed by and between the parties

AGREED STATEMENT OF FACTS

SHERRILL OIL COMPANY, an Ohio corporation,	Plaintiff,	VS.	RAYMOND STYRON,	Defendant,	SOUTHLAND FARMS, INC., Garnishee.		
IN THE CIRCUIT COURT OF	BALDWIN COUNTY, ALABAMA	AT LAW	NO. 3747½	IN THE CIRCUIT COURT OF	BALDWIN COUNTY, ALABAMA	AT LAW	NO. 3746¾
SHERRILL OIL COMPANY, an Ohio corporation,	Plaintiff,	VS.	RAYMOND STYRON,	Defendant,	SOUTHLAND FARMS, INC., Garnishee.		

2. On, to-wit, July 6, 1959, the plaintiff, Farmers and Merchants Bank, recovered a judgment against Raymond Styron, defendant, in the Circuit Court of Baldwin County, Alabama, for TWO HUNDRED SIXTY-FIVE AND 50/100 DOLLARS (\$265.50) and EIGHTEEN AND 65/100 DOLLARS (\$18.65) costs, a certificate for which judgment was filed for record on July 23, 1959, in the office of the Judge of Probate of Baldwin County, Alabama, where it is recorded in Book 9 of Judgments at page 318.

3. On, to-wit, May 17, 1960, the plaintiff, Sherrill Oil Company, instituted garnishment proceedings on its said judgment against Raymond Styron, in which Southland Farms, Inc., was named as garnishee.

4. On, to-wit, May 17, 1960, the plaintiff, Farmers and Merchants Bank, instituted garnishment proceedings on its said judgment against Raymond Styron, in which Southland Farms, Inc., was named as garnishee.

5. Subsequently and on, to-wit, June 29, 1960, the garnishee, Southland Farms, Inc., filed its written answer as garnishee in said cause, at which time it paid into court the sum of TWO THOUSAND FOUR HUNDRED THREE AND 68/100 DOLLARS (\$2,403.68), and which answer suggested Theo Styron, Ernest Page, Bud Adams and Morgan Sherman as claimants to the said fund, the claim of Theo Styron being for land rental and the other claims being for work and labor done.

6. After the filing of the answer by the Garnishee, a notice was given to Theo Styron, Bud Adams, Ernest Page and Morgan Sherman, under the provisions of Title 7, Section 1023 of the Code of Alabama, and that pursuant to that notice Theo Styron has filed in this Court and in this proceeding his claim for \$1877.72, for which he claims a Landlord's lien under the provisions of Title 31, Section 15 of the Code of Alabama, for rent due him from Raymond Styron.

7. That Ernest Page filed his claim in the amount of \$120.00, as wages for work and labor done for said Raymond Styron, the Defendant, in producing the crop, for which said Garnishee owed the said Defendant; that said claimant, Bud Adams, filed his claim in the amount of \$250.00 as wages for work and labor done for the said Raymond Styron, the defendant, in producing the said crop, for which said Garnishee owed said defendant; and that Morgan Sherman filed his claim for \$375.00 as wages for work and labor done for the said Raymond Styron, the defendant, in producing the crop for which said Garnishee owed said defendant.

It is STIPULATED AND AGREED between the Plaintiff, Farmers & Merchants Bank, and the Plaintiff, Sherrill Oil Company, a Ohio Corporation, acting by and through their Attorney of Record, Forest A. Christian, and Ernest Page, Bud Adams and Morgan Sherman, acting by and through their Attorney of Record, Telfair J. Mashburn, that they are entitled to, and do have a lien on the amount due Raymond Styron by Southland Farms, Inc., Garnishee, for the respective amounts claimed by them for wages.

Div. No. _____

CERTIFICATE OF APPEAL. (Civil Cases,)

No. 3746½

BALDWIN County, Circuit Court.

FARMERS & MERCHANTS BANK, FOLEY, ALABAMA

Plaintiff.
vs.

RAYMOND STYRON

Defendant.
SOUTHLAND FARMS, INC, Garnishee

I, Alice J. Duck Clerk of Circuit Court,
of Baldwin County, Alabama, hereby certify that in the
cause of ~~XXXXXXXX~~ FARMERS & MERCHANTS BANK, FOLEY, ALABAMA plaintiff
vs.

RAYMOND STYRON defendant,
which was tried and determined in this Court on the 25th day of
April 1961, in which there was a judgment for
_____ Dollars, in favor of the plaintiff, (or judgment
for defendant,) the Claimant Theo Styron on the 29th day of
May 1961, took an appeal to the Circuit Court
of Alabama to be holden of and for said State.

I further certify that J.B. Blackburn, Attorney for Theo Styron
filed security for cost of appeal, to the Supreme Court, on
the 29th day of May 1961, and that _____,
_____,
are sureties on the appeal bond.

I further certify that notice of the said appeal was on the _____
day of _____ 19____, served on F.A. Christian & Telfair J. Mashburn, Jr.
as attorney of record for said appellee, and that the amount sued for
was _____ Dollars. (Or certain lands)
(Or personal property.)

Witness my hand and the seal of this Court, this the 29th
day of May 1961

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

THE STATE OF ALABAMA }
 Baldwin County - Circuit Court }

TO ANY SHERIFF OF THE STATE OF ALABAMA — GREETING:

Whereas, at a Term of the Circuit Court of Baldwin County, held on the
 25th day of April, 1961 ~~Monday~~, 195~~6~~, in a cer-
 tain cause in said Court wherein FARMERS & MERCHANTS BANK, FOLEY, ALABAMA
 Plaintiff, and RAYMOND STYRON, Defendant
SOUTHLAND FARMS, INC., Garnishee THEO STYRON, Claimant,
~~Defendant,~~ a judgement was rendered against said
Theo Styron, Claimant
 to reverse which judgment, the said Theo Styron

applied for and obtained from this office an APPEAL, returnable to the ~~Supreme~~ next
 Term of our Supreme Court of the State of Alabama, to be held at Montgomery,
 on the _____ day of _____, 195____ next, and the necessary bond
 having been given by the said J.B. Blackburn, Attorney for Theo Styron
~~with~~ _____, ~~secretaries~~;

Now, You Are Hereby Commanded, without delay, to cite the said Farmers & Merchants
Bank, Foley, Ala., & Raymond Styron, or E.A. Christian, & Telfair J. Mashburn, Jr.
 _____, attorney, to appear at the _____ next Term of our
 said Supreme Court, to defend against the said Appeal, if _____ they _____ think proper.

Witness, ALICE J. DUCK, Clerk of the Circuit Court of said County, this _____ 29th
 day of May, A. D., 1956.

Attest:

Alice J. Duck, Clerk.

374 7/12

Sheriff claims 72 miles at
Ten Cents per mile Total \$ 7.20
TAYLOR WILKINS, Sheriff
BY Chilress
DEPUTY SHERIFF

CIRCUIT COURT
Baldwin County, Alabama

Farmers & Merchants
Bank

Vs. Citation in Appeal

Raymond Styron
et al.

Issued _____ day of _____, 195

To be served on
Hon. J. J. Macabuno
Hon. F. A. Christian

Received 2 day of June 1951
and on 2 day of June 1951
I served a copy of the within Citation
on Hon. J. J. Macabuno & Hon. F. A. Christian
and on Hon. J. J. Macabuno & Hon. F. A. Christian
By service on _____
TAYLOR WILKINS, Sheriff
BY Chilress
D.S.

SHERILL OIL COMPANY,
an Ohio corporation,

Plaintiff,
VS.

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 3747½

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff,
VS.

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 3746½

MOTION FOR ORDER FIXING AMOUNT OF APPEAL BOND

Now comes Theo Styron, by his attorney, and shows unto the Court that he has appealed from the final order in this case and from the order overruling his motion for a new trial in this case, and desires to supersede the judgment pending the said appeal.

The said Theo Styron shows unto the Court that this appeal is the type case in which the amount of the appeal bond is governed by Title 7, Section 795 of the Code of Alabama.

WHEREFORE, the said Theo Styron moves the Court to fix a reasonable bond to supersede the judgment in this case and provided by Title 7, Section 795 of the Code of Alabama.

Respectfully submitted,


Attorney for Theo Styron

FILED
MAY 29 1961
ALICE I. DUCK, CLERK
REGISTER

MOTION FOR ORDER FIXING AMOUNT OF
APPEAL BOND.

SHERRILL OIL COMPANY,
an Ohio corporation,

VS. Plaintiff,

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee.

(NO. 3747 $\frac{1}{2}$)

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

VS. Plaintiff,

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 3746 $\frac{1}{2}$

SHERRILL OIL COMPANY,
an Ohio corporation,

Plaintiff,
VS.

RAYMOND STYRON,

Defendant,
SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 3747½

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff,
VS.

RAYMOND STYRON,

Defendant,
SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 3746½

APPEAL

Now comes Theo Styron and appeals to the Supreme Court of the State of Alabama from the final judgment rendered in this cause on, to-wit, April 25, 1961, and from the order overruling his motion for a new trial, which motion was overruled on, to-wit, May 25, 1961.

Dated this 29th day of May, 1961.

THEO STYRON

By J. B. Blackburn
As his Attorney

SECURITY FOR COSTS

I hereby acknowledge myself as security for the costs of this appeal.

Dated this 29th day of May, 1961.

J. B. Blackburn
Attorney for Theo Styron

FILED
MAY 29 1961
ALICE I. DUCK, CLERK
REGISTER

APPEAL AND SECURITY FOR COSTS

SHERRILL OIL COMPANY,
an Ohio corporation,

Plaintiff,

VS.

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee

(NO. 3747 $\frac{1}{2}$)

FARMERS AND MERCHANTS BANK,
FOLEY, ALABAMA,

Plaintiff,

VS.

RAYMOND STYRON,

Defendant,

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 3746 $\frac{1}{2}$

SHERRILL OIL COMPANY,
an Ohio Corporation,

Plaintiff,

-VS-

RAYMOND STYRON,

Defendant,

-VS-

SOUTHLAND FARMS, INC.,

Garnishee,

AND

FARMERS & MERCHANTS BANK,
Foley, Alabama,

Plaintiff,

-VS-

RAYMOND STYRON,

Defendant,

-VS-

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

LAW SIDE #3746 1/2

Comes Southland Farms, Inc., a corporation, acting by and through Cole D. Brown, its President, who is hereunto duly authorized, and for answer to the writ of garnishment served on it in the two (2) above styled causes, says:-

That it is now indebted to the Defendant, Raymond Styron, in the sum of Two Thousand Four Hundred Three and 68/100 Dollars (\$2,403.68), as settlement on a potato growers contract between Southland Farms, Inc., and Raymond Styron; that it is indebted to said defendant in no other sum, either at the time of service of said garnishment, or at the time of making this answer, or at any time intervening the service of said garnishment and making this answer; that it will not be indebted to said defendant in the future by virtue of a contract then or now existing; nor will it be liable to the defendant by virtue of a contract then or now existing 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; that the garnishee has not in its possession or under its control money or effects belonging to the said defendant; that it has no contract with said defendant, and is not liable to him in any other manner than hereinabove set forth.

The garnishee further shows that there has been delivered to it certain affidavits which purport to claim a lien on monies owing to Raymond Styron by Cole D. Brown or Southland Farms, Inc., resulting from the production of this potato crop, viz:-

L. K. "Skeet" Hoover, for rental of a potato digger	\$400.00
Harper Adams, for work and labor done	\$ 45.00
Paul Layfield, for work and labor done	\$ 70.00
Theo Styron, for land rental on 160 acres of land, at \$5.00 per acre, plus .05¢ for each 100 pounds of graded potatoes produced	
Tommy Graham, work and labor done	\$ 90.00
Ernest Page, work and labor done	\$ 120.00
Bud Adams, for work and labor	\$ 250.00
Morgan Sherman, for work and labor done	\$ 375.00

All of the above affidavits are dated June 7, 1960, and all are attached hereto and specifically made a part hereof.

The Garnishee further shows unto the Court that to the best of his knowledge, information and belief, no Bond for dissolution of garnishment has been made, executed or filed by the defendant, and further that the Garnishee does not know whether proceedings have been filed on the affidavits claiming a lien, as set out above and attached hereto. Garnishee therefor prays order of the Court to pay into Court the sum of Two Thousand Four Hundred Three and 68/100 Dollars (\$2,403.68) due by it to the defendant, thereby to be relieved from other liability, and be protected from the perils of further controversy.

SOUTHLAND FARMS, INC.,

BY: Cole D. Brown
President, as Garnishee

Sworn to and subscribed
before me, on this the
28th day of June, 1960.

[Signature]
Notary Public, Baldwin County,
State of Alabama

FILED
JUN 29 1960
CLERK
DUCK, REGISTER

SHERRILL OIL COMPANY,
A Ohio Corporation,

Plaintiff

-VS-

RAYMOND STYRON,

Defendant

SOUTHLAND FARMS, INC.,

Garnishee.

AND

FARMERS & MERCHANTS BANK,
Foley, Alabama,

Plaintiff,

-VS-

RAYMOND STYRON,

Defendant

SOUTHLAND FARMS, INC.,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

NO. 3746 1/2

O

It appearing to the Court from the sworn answer of the Garnishee in the above styled cause that the Garnishee is indebted to the Defendant, Raymond Styron, in an amount in excess of the amounts of the judgments due to the Plaintiff, Sherill Oil Company, an Ohio Corporation, and Plaintiff, Farmers & Merchants Bank, Foley, Alabama, the said judgment and cost of the Sherill Oil Company being in the amount of ONE THOUSAND ONE HUNDRED TWENTY-THREE AND 10/100 (\$1,123.10) DOLLARS, and the judgment and cost in the Farmers & Merchants National Bank case being for THREE HUNDRED SIXTEEN AND 55/100 (\$316.55) DOLLARS. The Garnishee having paid to the Clerk of the Circuit Court

of Baldwin County, Alabama, the sum of TWO THOUSAND FOUR HUNDRED THREE AND 68/100 (\$2,403.68) DOLLARS, along with his answer praying that order be made by the Court concerning the disposition of these funds, It is

THEREFORE ORDERED, ADJUDGED AND DECREED BY THE Court that the Clerk of the said Court, from the amount in her hands, pay to the Sherill Oil Company, or its Attorney of Record, the sum of ONE THOUSAND ONE HUNDRED TWENTY-THREE AND 10/100 (\$1,123.10) DOLLARS, and that the said Clerk pay to the Farmers & Merchants Bank of Foley, Alabama, from said sum in her hand, THREE HUNDRED SIXTEEN AND 55/100 (\$316.55) and that she pay the balance of the amount remaining in her hands to the defendant, Raymond Styron.

Dated at Bay Minette, Alabama, this the 29th day of June, 1960.

Roberts M. Hare
Judge

FILED

1960

ALICE J. DUCK, CLERK
REGISTER

THE STATE OF ALABAMA }
 Baldwin County - Circuit Court }

TO ANY SHERIFF OF THE STATE OF ALABAMA — GREETING:

Whereas, at a Term of the Circuit Court of Baldwin County, held on the

~~XXXXX~~ 25th day of April, 1961 ~~Monday~~ in ~~195~~, in a cer-

tain cause in said Court wherein ~~SHERILL OIL COMPANY, An Ohio Corporation,~~

Plaintiff, and ~~RAYMOND STYRON, Defendant,~~

(Theo Styron)

~~Southland Farms, Inc., Garnishee~~ ~~Defendant,~~ a judgement was rendered against said

~~Theo Styron, Claimant,~~

to reverse which ~~the said Theo Styron~~

applied for and obtained from this office an APPEAL, returnable to the ~~Supreme~~ next

Term of our ~~Supreme~~ Court of the State of Alabama, to be held at Montgomery,

on the ~~day of~~, 195 ~~next~~, and the necessary bond

having been given by the said ~~J.B. Blackburn, Attorney for Theo Styron~~

with ~~sureties,~~

Now, You Are Hereby Commanded, without delay, to cite the said ~~Sherrill Oil Company~~

and Raymond Styron ~~or F.A. Christian and Telfair J. Mashburn, Jr.~~

~~attorney,~~ to appear at the ~~next~~ Term of our

said Supreme Court, to defend against the said Appeal, if ~~they~~ think proper.

Witness, ALICE J. DUCK, Clerk of the Circuit Court of said County, this ~~29th~~

day of ~~May~~, A. D., 195 ~~61~~

Attest:

Alice J. Duck, Clerk.

No. 3746 1/2

CIRCUIT COURT
Baldwin County, Alabama

Sheriff claims 22 miles at
Ten Cents per mile Total \$ 2.20
TAYLOR WILKINS, Sheriff
BY [Signature]
DEPUTY SHERIFF

Sherill Oil Co

Vs. Citation in Appeal

Raymond Styron et al

Issued _____ day of _____, 195_____

It is served on:
Hon. J. J. Mashburn
Hon. F. A. Christian

Received 2 day of June 1951
and on 7 day of June 1951
I served a copy of the within Citation
on Raymond Styron et al
at the F. A. Christian residence
By service on June 7-51

TAYLOR WILKINS, Sheriff
BY [Signature]
D.S.