

SUMMONS

3760

THE STATE OF ALABAMA, )  
BALDWIN COUNTY. )

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon JOHN KAISER, 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 the place of holding same by C. CLIFF BECK, d/b/a HOME FINANCE, FOLEY, ALABAMA.

Witness my hand this the 6 day of February, 1959.

Alice J. Dukes  
Clerk

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COMPLAINT

C. CLIFF BECK, d/b/a	)	
HOME FINANCE	)	
PLAINTIFF	)	IN THE CIRCUIT COURT OF
VS:	)	BALDWIN COUNTY, ALABAMA
	)	
	)	AT LAW
JOHN KAISER	)	
DEFENDANT	)	

The plaintiff claims of the defendant EIGHT HUNDRED & 00/100 DOLLARS (\$800.00), due by promissory note made by him on the 7th day of March, 1958, and payable on the 1st day of January, 1959, with interest thereon.

Said note provides for a reasonable attorney's fee, which plaintiff alleges to be \$160.00.

Paul C. Clum  
Attorney for Plaintiff

The defendant's address:  
Elberta, Alabama

*Executed Feb 9, 1959*

SUMMONS & COMPLAINT

Given 6 day of Feb 1959  
on 9 day of Oct 1957  
received a copy of the within Doc  
John Kaiser  
service of

C. CLIFF BECK, d/b/a  
HOME FINANCE

VS:

JOHN KAISER

TAYLOR WILKINS, Sheriff  
By Barbara [Signature] S.

Escheta

Sheriff claims 84 miles at  
Ten Cents per mile Total \$ 8.40  
TAYLOR WILKINS, Sheriff  
BY [Signature]  
DEPUTY SHERIFF

FILED

FEB 6 1959

ALICE L. DUCK, Clerk

LAW OFFICE OF  
FOREST A. CHRISTIAN  
FOLEY, ALABAMA

State of Alabama

BALDWIN COUNTY

TO JOHN KAISER, Defendant:

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

C. CLIFF BECK, d/b/a HOME FINANCE, Plaintiff,

versus JOHN KAISER, Defendant,

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

FARMERS & MERCHANTS BANK, FOLEY, ALABAMA

has been named as Garnishee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 6th

day of February, 1959.

*Cliff Beck*  
Clerk of the Circuit Court.

Received 6 day of Feb 19 59  
d on 9 day of Feb 1959  
served a copy of the within Notice  
on John Kaiser

By service on \_\_\_\_\_  
TAYLOR WILKINS, Sheriff  
By Earl Lee

Earl Lee

Sheriff claims 84 miles at  
Ten Cents per mile Total \$ 8.40  
TAYLOR WILKINS, Sheriff  
BY CC  
DEPUTY SHERIFF

**NOTICE**  
**TO DEFENDANT OF GARNISHMENT**  
**BY**  
**CLERK OF CIRCUIT COURT**  
**BALDWIN COUNTY, ALABAMA**

TO

C. CLIFF BECK, d/b/a  
HOME FINANCE

Plaintiff.....

VS.

JOHN KAISER

Defendant.....

BOND

The State of Alabama, }

Baldwin County

CIRCUIT COURT

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, C. CLIFF BECK and ALICE BECK

are held and firmly bound unto JOHN KAISER

in the sum of TWO THOUSAND EIGHT & 00/100 (\$2008.00) DOLLARS,

to be paid to the said JOHN KAISER

heirs, executors, administrators or assigns, for which payment well and truly to be made, we bind ourselves, and each of us, our and each of our heirs, executors and administrators jointly, severally and firmly by these Presents.

Sealed with our seals, and dated this 6th day of FEBRUARY, 1959.

THE CONDITION OF THE ABOVE OBLIGATION IN SUCH, That whereas, the above bound

C. CLIFF BECK

has commenced suit in the Circuit Court of said County by summons and complaint, which have issued from said Court, to recover of said JOHN KAISER

the sum of ONE THOUSAND FOUR & 00/100 (\$1004.00) Dollars,

and has on the day of the date hereof, prayed that Writ of Garnishment issue out of said Court to

FARMERS & MERCHANTS BANK, FOLEY, ALABAMA

summoning it to answer what it is indebted to said Defendant, or what effects of said Defendant it has in its possession, or under its control; and said Plaintiff having made oath as required by law in such cases, said Writ is about to issue out of said Court, returnable to the next Term of the Circuit Court, to be holden for Baldwin County.

NOW, if the said Plaintiff shall prosecute the Garnishment to effect, and pay the Defendant all such costs and damages as he may sustain, by reason of the wrongful or vexatious suing out of this Garnishment, 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, or either of us have now, or may hereafter have, under the Constitution and laws of Alabama, and they hereby severally certify that they have property free from all incumbrance, to the full amount of the above bond.

C. Cliff Beck (Seal)  
Alice Beck (Seal)  
Alice Beck (Seal)

Approved this 6th day of FEBRUARY A. D., 1959.

Alice Beck Clerk.

The State of Alabama }  
Baldwin County

Forest A. Christian, Notary Public  
Before me, ~~Alice J. Beck, Clerk of Circuit Court~~

in and for said County, personally appeared C. CLIFF BECK

who, being duly sworn, doth depose and say s that JOHN KAISER is

indebted to him in the sum of ONE THOUSAND FOUR & 00/100 (\$1004.00) Dollars,  
and that he has commenced on suit by summons and complaint on said indebtedness  
against the said JOHN KAISER

and that the FARMERS & MERCHANTS BANK, FOLEY, ALABAMA

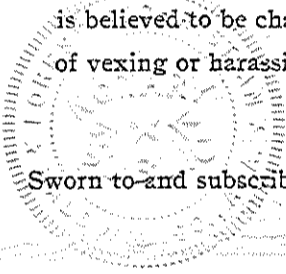
supposed to be indebted to the said Defendant, or to have effects of the said Defendant, in its  
possession, or under its control, and that he believe that process of Garnishment against the said  
JOHN KAISER

is necessary to obtain satisfaction of said claim; and that the said FARMERS & MERCHANTS BANK  
is believed to be chargeable as Garnishee in said cause; and that this Writ is not sued out for the purpose  
of vexing or harassing said Defendant, or other improper motives.

*C. Cliff Beck*  
C. Cliff Beck

Sworn to and subscribed before me this 6th day of February, 1959.

*Forest A. Christian*  
Forest A. Christian, Notary Public



116

No. 2762

THE STATE OF ALABAMA  
Baldwin County.  
CIRCUIT COURT

Plaintiff

TO

Defendant

Bond and Affidavit in Garnishment  
on Summons

Filed this 2-6-59 day of

19

*Alice J. Beck*  
Clerk.

Printed by Moore Fig. Co.

THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT

To Any Sheriff of the State of Alabama—Greeting :

Whereas, C. CLIFF BECK d/b/a HOME FINANCE

has commenced suit by Summons and Complaint returnable to the next term of the Circuit Court of said  
County, against JOHN KAISER

for the sum of ONE THOUSAND FOUR & 00/100 (\$1004.00) Dollars and whereas, the said  
C. CLIFF BECK

has entered into bond, and made affidavit as required by law that the said JOHN KAISER

is indebted to him in the sum of \$1004.00

Dollars, and that process of garnishment is believed to be necessary to obtain satisfaction of such judgment  
as may be recovered by Plaintiff, and that FARMERS & MERCHANTS BANK, FOLEY, ALABAMA

is believed to be chargeable as garnishee in the cause.

YOU ARE THEREFORE, commanded to summon the said FARMERS & MERCHANTS BANK,  
FOLEY, ALABAMA

to be and appear at the next term of the Circuit Court, to

be holden for the County of Baldwin, ~~on~~ thirty days from date ~~XXXXX~~  
then and there to answer, upon oath, whether, at the time of the service of this garnishment, or at the  
time of making your answer, or at any time intervening between the time of serving the garnishment and  
making the answer, you were indebted to the defendant, and whether, you will not be indebted to him in  
the future by a contract then existing, and whether by a contract then existing, you are liable to him 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 you have not in your possession  
or under your control money or effects belonging to the defendant.

Witness my hand this 6th day of FEBRUARY, 1959.

*Alice J. Luck*

Clerk.

9:15 AM

Received 6 day of Feb 1959

at 7 day of Jan 1959

Received a copy of the within Summons

Miss 9 Merchants

Bank

service on Gen Schultz D.P.

TAYLOR WILKINS, Sheriff

By Paul H. Jones

Joley

Sheriff claims 72 miles at

at 7.20 Cents per mile Total \$

TAYLOR WILKINS, Sheriff  
By Charles  
DEPUTY SHERIFF

No. ....

Circuit Court of Baldwin County

VS. } GARNISHMENT ON SUMMONS

Issued ..... day of ..... 19.....

FILED  
FEB 6 1959  
ALICE J. DUCK, Clerk

Plaintiff's Attorney

72  
84  
84  
240



THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT

To Any Sheriff of the State of Alabama—Greeting:

C. CLIFF BECK d/b/a HOME FINANCE

Whereas,

has commenced suit by Summons and Complaint returnable to the next term of the Circuit Court of said

JOHN KAISER

County, against

ONE THOUSAND FOUR & 00/100 (\$1004.00)

for the sum of Dollars and whereas, the said

C. CLIFF BECK

JOHN KAISER

has entered into bond, and made affidavit as required by law that the said

him

\$1004.00

is indebted to in the sum of

Dollars, and that process of garnishment is believed to be necessary to obtain satisfaction of such judgment

FARMERS & MERCHANTS BANK, FOLEY, ALABAMA

as may be recovered by Plaintiff, and that

is believed to be chargeable as garnishee in the cause.

FARMERS & MERCHANTS BANK,

YOU ARE THEREFORE, commanded to summon the said

FOLEY, ALABAMA

next

to be and appear at the term of the Circuit Court, in

xxx thirty days from date xxxxx

to be holden for the County of Baldwin, on

then and there to answer, upon oath, whether, at the time of the service of this garnishment, or at the time of making your answer, or at any time intervening between the time of serving the garnishment and making the answer, you were indebted to the defendant, and whether, you will not be indebted to him in the future by a contract then existing, and whether by a contract which may be discharged by the delivery of 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 you have not in your possession or under your control money or effects belonging to the defendant.

6th

FEBRUARY

59.

Witness my hand this

day of

19

*Handwritten signature*  
Clerk.

LAW OFFICE OF  
FOREST A. CHRISTIAN  
FOLEY, ALABAMA

February 11, 1959

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

Re: C. Cliff Beck  
vs: John Kaiser

Dear Mrs. Duck:

Kindly have the Judge dismiss the above mentioned case and mark it settled between the parties since John Kaiser has paid the note in full. I am enclosing a check in blank, made payable to you in which you may enter the court cost, which I have estimated at approximately \$30.00.

With best wishes, I am,

Cordially yours,



FOREST A. CHRISTIAN

P. S.

Mr. E. F. Sanders at the Farmers & Merchants Bank would appreciate if you would write him a letter telling him the Bank is released from garnishment. I wrote him a letter to this effect but he stated he would like one from you, too.

FAC