

STATE OF ALABAMA, 0
 0 TO ANY SHERIFF OF THE STATE OF ALABAMA:
COUNTY OF BALDWIN. 0

You are hereby commanded to summon CLYDE PHILLIPS to appear within thirty days from the service of this writ in the Circuit Court of Baldwin County, Alabama, at the place of holding the same, then and there to answer the complaint of JAMES HINOTE.

WITNESS my hand this 18 day of March, 1959.

Oliver J. Duck
C L E R K.

JAMES HINOTE,	0	
	0	
Plaintiff,	0	IN THE CIRCUIT COURT OF
	0	
VS	0	BALDWIN COUNTY, ALABAMA.
	0	
CLYDE PHILLIPS,	0	AT LAW. NO. <u>3793</u>
	0	
Defendant.	0	

C O U N T O N E

Plaintiff claims of the defendant TWO HUNDRED SIXTY-ONE AND 84/100ths (\$261.84) DOLLARS, balance due by promissory note executed by the defendant, CLYDE PHILLIPS, on, to-wit: the 16th day of January, 1958, and payable to the Baldwin County Bank of Bay Minette, Alabama, in six monthly installments of \$87.21 each, beginning on February 10, 1958, and endorsed by plaintiff; and plaintiff avers that defendant failed or refused to pay said note according to the tenor thereof and that, as a result thereof, plaintiff was forced to pay, and did pay, the balance due on said note, by reason of his endorsement thereof, on, to-wit: the 16th day of February, 1959; and that the balance due on said note, and paid by plaintiff for the defendant, was \$261.84. Plaintiff avers that so far as this debt is concerned the defendant waived all right to have exempted to him any property which is now or hereafter may be exempted to him under the Constitution and Laws of the State of Alabama or any other State of the United States.

Plaintiff claims of the defendant the sum of FIFTY (\$50.00) DOLLARS as a reasonable attorney's fee which defendant agreed to pay by virtue of a clause contained in said note.

93 March 11/93 Julian A. Marshall
ATTORNEY FOR PLAINTIFF.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW. NO. 3297

JAMES HINOTE,
Plaintiff,
VS.
CLYDE PHILLIPS,
Defendant.

SUMMONS AND COMPLAINT.

FILED

MAR 18 1959

ALICE J. DUCK, (Clerk)

TELFAIR J. MASHBURN, JR.

ATTORNEY-AT-LAW

BAY MINETTE, ALABAMA

Defendant lives at Little
River.

Received 18 day of Mar 1959
and on 21 day of March 1959
I served a copy of the within 94C
on Clyde Phillips

By service on _____

TAYLOR WILKINS, Sheriff
By W. A. Talbot D. S.
Little River

Shall deliver 70 miles of
Tax Court car mile Total \$ 2.00
TAYLOR WILKINS, Sheriff
BY Talbot
DEPUTY SHERIFF

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 Telfair J. Mashburn

who being duly sworn, on oath says, that a regular Term
of the Circuit Court of Baldwin County, to-wit: on the 13th day of May

19 64, JAMES HINOTE

recovered a judgment against CLYDE PHILLIPS

for the sum of
Three Hundred Fifteen and 76/100

Dollars
besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that
Dubose Construction Corporation

supposed to be indebted to or have effects of the said Clyde Phillips
its its

in possession, or under control, and that he believes process of

Garnishment against said Clyde Phillips

is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this
September 64
day of A. D. 19

Clerk.

Telfair J. Mashburn

NO. 3793 1/2

CIRCUIT COURT

James H. White

vs.

Blyde Phillips

Subscribed and sworn to before me this 10th day of March 1904

AFFIDAVIT

Garnishment on Judgment

Filed this _____ day of _____

19

Clerk.

3793 1/2

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
Telfair J. Mashburn
State aforesaid.

who being duly sworn, on oath says, that a regular Term
of the Circuit Court of Baldwin County, to-wit: on the 13th day of May
19 64, JAMES HINOTE

recovered a judgment against CLYDE PHILLIPS

for the sum of
Three Hundred Fifteen and 76/100 Dollars
besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that

Dubose Construction Corporation

supposed to be indebted to or have effects of the said Clyde Phillips
in its possession, or under its control, and that he believes process of
Garnishment against said Clyde Phillips
is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this
day of September 64 A. D. 19

Alice J. Duck
Clerk.

Telfair J. Mashburn

NO. _____

CIRCUIT COURT

vs.

AFFIDAVIT Garnishment on Judgment

Filed this _____ day of

19 _____

Clerk.

MOORE PRINTING CO., BAY MINETTE, ALA.

Garnishment on Judgment.

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

TERM, 19

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular Term, 19, of the Circuit Court of Baldwin County,
to-wit: On the 13th day of May, 1964, being a regular day of
said term, James Hinote

recovered judgment against Clyde Phillips

for the sum of Three Hundred Fifteen and 75/100 Dollars, and cost of suit,
and affidavit having been made by Telfair J. Mashburn
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

DUBOSE CONSTRUCTION CORPORATION

has or is believed to have in its possession, or under its control money
or effects belonging to said defendant or that it is, or
is believed to be indebted to said defendant 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
DUBOSE CONSTRUCTION CORPORATION,

P. O. BOX 332

MONTGOMERY, ALABAMA

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, within thirty days from the service of this writ
thereof, on the Monday, A. D. 19

~~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 it 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 Clyde Phillips

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

Witness, ALICE J. DUCK, Clerk of said Court, this September day of, A. D., 1964

Issued September day of, A. D., 1964.

ATTEST:

EX-9-20-64

Alice J. Duck, Clerk.

2047

RECEIVED IN OFFICE

SEP 25 1964

Received

and

sent a copy of the within

in

By Service on

TAYLOR WILKINS, Sheriff

By

D. S.

EXECUTED BY SERVING A
COPY OF THE WITHIN

G. W. Sewell

Sec - TREASURER

DUBOSE CONSTRUCTING

CO.

This the 25 day of SEPT 1964

M. S. BUTLER
Sheriff Montgomery County

By J. J. Lander
Deputy Sheriff

The Sheriff claims 6
miles at 10c per mile for a total
of \$ 0.60

M. S. Butler, Sheriff
Montgomery County, Ala.

Circuit Court, Baldwin County

No. 3793 1/2

James Amate

VS. } Garnishment On Judgment

Clyde Phillips

Issued 24 day of SEPT 1964

Returnable day of 19

Attorney

Printed by Moore Pig. Co.



DUBOSE CONSTRUCTION CORPORATION
MONTGOMERY 1, ALABAMA



R. E. DUBOSE, PRESIDENT
F. R. DUBOSE, VICE-PRESIDENT
G. W. SEWELL, SEC.-TREAS.

October 5, 1964

The State of Alabama,
Circuit Court,
Baldwin County Alabama.
Bay Minette Alabama.

Gentlemen: Re: Garnishment on Judgment No. 3793½

Enclosed herewith please find Garnishment against Clyde Phillips, with James Hinote recovering judgment in amount of \$315.76, this being served to DuBose Construction Corporation to obtain satisfaction.

Our engineer, Mr. L. M. Dyal, P.O. Box 638, Atmore Alabama where Clyde Phillips has been working has advised this case has been settled, and we are returning herewith this garnishment on judgment.

If for any reason there is any further action that we should take in above matter, ask that you please advise, otherwise we will consider above matter concluded.

Yours very truly,

DUBOSE CONSTRUCTION CORPORATION.

By G. W. Sewell
G.W. Sewell - Sec. Treas.

Encl:

CC: Mr. L. M. Dyal,
DuBose Construction Corp.,
P.O. Box 638,
Atmore Alabama.