

L. D. OWEN, JR.,
Plaintiff,
vs.
K. N. TINDALL,
Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

NO. 3817.

NOTICE TO TAKE DEPOSITION UPON ORAL EXAMINATION:

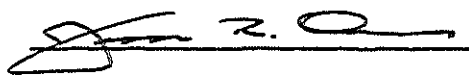
TO: K. N. TINDALL, BAY MINETTE, ALABAMA, AND WILTERS AND BRANTLEY, ATTORNEYS AT LAW, BAY MINETTE, ALABAMA, ATTORNEYS FOR DEFENDANT.

Please take notice that at 9:30 o'clock A. M. on Tuesday, October 6, 1959, at the office of Louise Dusenbury, Court Reporter, at the Courthouse in Bay Minette, Alabama, the Plaintiff desires to and will take the deposition of K. N. Tindall, the Defendant in this cause, such deposition being upon oral examination and being taken pursuant to the statutes applicable to the taking of the same before Louise Dusenbury, an officer authorized to administer oath by the laws of the State of Alabama, and the said K. N. Tindall is requested to have with him at said time and place all paper writings, documents, receipts or other instruments pertinent to his defense in this cause.

Dated this 21st day of September, 1959.

FILED
SEP 23 1959

ALICE J. DUCK, Clerk


Attorney for Plaintiff.

3817

L. H. Owen
VS

R. N. Tindell

Received 23 day of Sept 19 59
and on 23 day of Sept 19 59
served a copy of the within Notice
on R. N. Tindell
by service on _____

TAYLOR WILKINS, Sheriff

By Taylor D. S.

Q. Myles

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:

You are hereby commanded to summon K. N. TINDAL to appear within thirty days from the service of this writ in the Circuit Court to be held for said County at the place of holding the same, then and there to answer the complaint of L. D. OWEN, JR.

WITNESS my hand this 20 day of April, 1959.

Alice J. Luck
Clerk.

L. D. OWEN, JR.,	)	IN THE CIRCUIT COURT OF
Plaintiff,	)	
vs.	)	BALDWIN COUNTY, ALABAMA
K. N. TINDAL,	)	AT LAW.
Defendant.	)	

COMPLAINT:

The Plaintiff claims of the Defendant, the sum of NINE HUNDRED TWENTY-SIX AND 70/100 DOLLARS (\$926.70), the balance due on a promissory note in the amount of \$1351.70, made by the Defendant on November 1, 1956, and which note is the property of the Plaintiff, together with the interest thereon.

Plaintiff avers that in and by the terms of said note the Defendant promised to pay all expenses and attorney's fees for the collection of said note, which attorney's fee the Plaintiff alleges to be \$150.00, which the Plaintiff herewith claims.

[Signature]
Attorney for Plaintiff.

3817

Received 20 day of April 1959
and on 20 day of April 1959
served a copy of the within D & C
on K. N. Tindal
By service on _____

TAYLOR WILKINS, Sheriff
By W. A. Zallert D. S.

SUMMONS AND COMPLAINT

L. D. OWEN, JR.,

Plaintiff

vs.

K. N. TINDAL,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW.

FILED

APR 20 1959

ALICE J. DUCK, (Clerk)

JAMES R. OWEN
ATTORNEY AT LAW
BAY MINETTE, ALABAMA

*We find that the plaintiff
the sum have been at \$1500.00
Attorney fee at \$1500.00
H. Cooper*

L. D. OWEN, JR.,

Plaintiff,

vs.

K. N. TINDALL,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

NO. 3817.

MOTION:

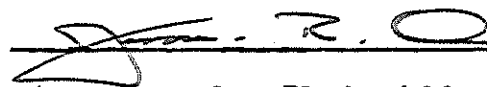
Now comes the Plaintiff in the above styled cause and moves the court to strike the defendant's demand of a trial by jury in this cause, and as grounds for said motion, assigns the following, separately and severally:

1. The said demand for a trial by a jury is not dated.
2. The said demand for a trial by a jury is not signed by the defendant or his attorney.
3. The said demand for a trial by a jury does not comply with Title 7, Section 260 of the 1940 Code of Alabama, as amended.

FILED

JUL 2 1959

ALICE J. DUCK, CLERK
REGISTER


Attorney for Plaintiff.

3817



FILED

JUL 2 1959

ANNE J. WICK, CLERK
REGISTER

L. D. OWEN, JR.

PLAINTIFF

VS

K. N. TINDAL

DEFENDANT

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA,

) AT LAW

) NO. 3817

AMENDMENT TO PLEAS

Comes now the Defendant in the above styled cause and amends his Plea heretofore filed in this cause by filing the following *additional* *plea* separately and severally to each and every count thereof:

1.

The allegations of the Complaint are untrue.

2.

The Defendant for answer to said complaint says that he has paid the debt for the recovery of which this suit was brought, before the action was commenced.

Wilters & Brantley

BY:

John M Brantley
Attorneys for the Defendant

Filed

9-17-59

3817

L. D. OWEN JR.

PLAINTIFF

VS

K. N. TINDAL

DEFENDANT

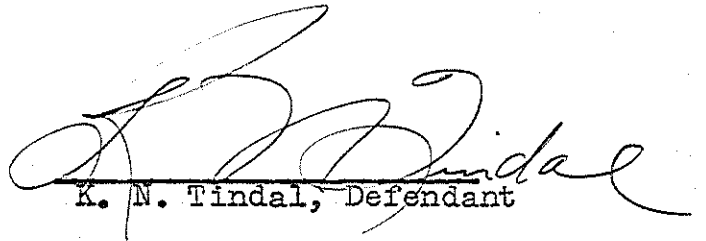
AMENDMENT TO PLEAS

Filed 9-17-59
A. J. F. W. C. K.
clerk

L. D. OWEN, JR.,) IN THE CIRCUIT COURT OF
PLAINTIFF,) BALDWIN COUNTY, ALABAMA
VS.) AT LAW.
K. N. TINDAL,)
DEFENDANT,)

ANSWER

The Defendant does not owe the amount sued for nor any
amount.


K. N. Tindal, Defendant

The Defendant demands a trial by jury.

FILED

NOV 20 1959

ALICE J. DUCK, CLERK
REGISTER

3817

Jury

FILED

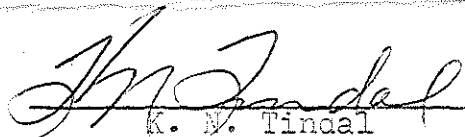
MAY 20 1959

ALICE L. DUCK, CLERK
REGISTER

L. D. OWEN, JR. ϕ
 PLAINTIFF, | IN THE CIRCUIT COURT OF
 VS. | BALDWIN COUNTY, ALABAMA
K. N. TINDAL, | AT LAW
 DEFENDANT, | CASE NO. 3817½

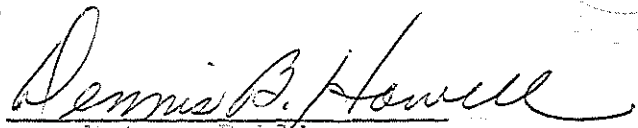
Before me the undersigned authority personally appeared K. N. Tindal who is known to me and who being by me first duly sworn, deposes and says; that hereinafter set out is a list of all his assets including money, choses in action, notes, bonds, and accounts, and all other property, real, personal, or mixed which he owns or has an interest therein.

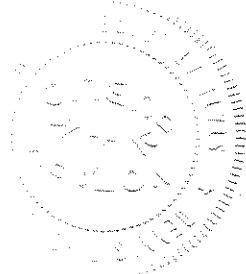
1. Clothing \$100.00
2. Set- Miscellaneous carpenter tools \$35.00
3. Cash \$42.00


K. N. Tindal

STATE OF ALABAMA
BALDWIN COUNTY

Before me the undersigned authority personally appeared K. N. Tindal, who is known to me and who being by me first duly sworn, deposes and says: that he has read the foregoing answer on all matters stated therein are true and correct.


Notary Public



FILED
MAR 8 1931
ALICE A. DICK, CLERK
REGISTER

L. D. OWEN, JR.,

Plaintiff,

VS.

K. N. TINDAL,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW
NO. 3817½

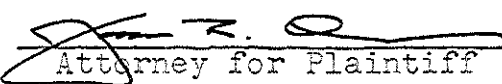
REQUEST FOR DISCOVERY OF ASSETS

The Plaintiff herein having recovered on the 12th day of September, 1960, a judgment against the Defendant in the above styled cause for the sum of TWELVE HUNDRED NINETY-NINE DOLLARS (\$1299.00) and costs and such execution having been returned endorsed by the Sheriff of Baldwin County, Alabama, "No Property Found", the Plaintiff now requests in writing that the Clerk of this Court will issue a notice to the above named Defendant requiring him, within thirty days from the service of such notice, to file in this cause a statement in writing, under oath, of all of his assets of every kind, character and description and wheresoever located as provided by Title 7, Section 903 of the 1940 Code of Alabama.

FILED

FEB 7 1962

ALICE J. DUCK, CLERK
REGISTER


Attorney for Plaintiff

L. D. OWEN, JR.,

Plaintiff,

VS.

K. N. TINDAL,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 3817½

TO: K. N. TINDAL, DEFENDANT:

Take notice, that, whereas, the Plaintiff in the above styled cause has requested, in writing, the undersigned, as Clerk of said Court, to issue notice to you, as Defendant, in the above styled cause, and in the judgment therein, requiring you to file a statement, in writing, under oath, of all your assets, as provided in Title 7, Section 903 of the 1940 Code of Alabama and has filed said request in writing in this cause with the Clerk of this Court and it appearing from said request that the record in said cause that an execution was returned on the judgment in this cause on January 30, 1962, endorsed "No Property Found" by the Sheriff of Baldwin County, Alabama;

Now, therefore, you are hereby required, within thirty days from the service hereof, to file in this Court, a statement, in writing, under oath, of all your assets, including money, choses in action, notes, bonds, and accounts, and all other property, real, personal, mixed or any interest therein, with detailed description of the same, the location and reasonable value of each item thereof, together with a detailed list or statement, of any and all liens, mortgages or encumbrances thereon showing the amounts due upon each, and the owner or holder of such liens, encumbrances or mortgages.

WITNESS my hand this 7 day of ~~January~~ Feb, 1962.

Alvin J. Smith
Clerk

TO THE SHERIFF OF BALDWIN COUNTY, ALABAMA, GREETING:

You are hereby commanded to serve the foregoing notice upon K. N. Tindal, Defendant, and make due return of your said service and of this notice, within thirty days from this date, how you have executed the same.

WITNESS my hand this 7 day of ~~January~~ Feb, 1962.

Ex-2-7-62

101

Alvin J. Smith

3817 1/2

L. N. Owens, Jr

vs

K. N. Jindal

Received 7 day of Feb 1962
and on 7 day of Feb 1962

I served a copy of the within Notice
on K. N. Jindal

By service on _____

TAYLOR WILKINS, Sheriff
By Taylor Wilkins D. S.

ms

L. D. OWEN, JR.

Plaintiff

VS

K. N. TINDAL,

Defendant

E. P. BELL

Garnishee

IN THE CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 3817½

Comes now E. P. Bell, Garnishee in the above styled cause and makes his appearance in this court and answers on oath that at the time of the service of the writ of garnishment on him and at the time of making this answer, he has in his possession property and money belonging to the Defendant described as follows:

Money in the amount of \$25⁵⁰.

Garnishee further says that he has no other money, property or liability to Defendant and further says that he has herewith paid in the Court the sum set out above of \$25⁵⁰.

E. P. Bell

Wilson Hayes

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Wilson Hayes, a Notary Public in and for said State at Large personally appeared E. P. Bell who, being sworn declares on oath that he has read the above answer and that the same is true and correct.

E. P. Bell

Sworn to and subscribed before me this the 19th day of December, 1962.

Wilson Hayes
Notary Public,

Filed
12-21-62
Alice J. Luck

L. D. OWEN, JR.
Plaintiff,
VS.
K. N. TINDAL,
Defendant.

} IN THE CIRCUIT COURT OF
}
} BALDWIN COUNTY, ALABAMA
}
} AT LAW NO. 3817½
}

STATE OF ALABAMA)
*
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING,

Whereas James R. Owen has made affidavit as required by law that L. D. Owen, Jr. on September 12, 1960, in the Circuit Court of Baldwin County, Alabama, recovered a judgment against K. N. Tindal for the sum of Twelve Hundred Ninety-nine Dollars (\$1299.00) and the cost of Twenty-one Dollars (\$21.00), cost of suit; and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment, and that E. P. Bell has, or is believed to have in his possession or under his control, money or effects belonging to the Defendant, or that E. P. Bell is believed to be indebted to the Defendant, or to be liable to him 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.

These are therefore to command you, that you summon the said E. P. Bell to be and appear at the next term of the Circuit Court of Baldwin County to be held for said County, within thirty days after the service of this writ of garnishment, then and there to answer on oath, whether at the time of the service of this writ, or at the time of making his answer, he has in his possession, or under his control any money or effects belonging to the Defendant; and whether he is indebted to said Defendant, or is liable to him on any contract for the payment of money or 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.

WITNESS MY HAND as Clerk of said Court on this the 22 day of November, 1962.

64-11-30-62

Oliver J. Duck
Clerk

3817 1/2

L. D. Owen, Jr.

Pltf.

vs.

R. N. Tinda /

Def.

Received 27 day of Nov 1962
and on 30 day of Nov 1962
served a copy of the within what
on C. P. Sullivan

By service on

TAYLOR WILKINS, Sheriff

By W. C. Zeller
0 mm

L. D. OWEN, JR.

Plaintiff,

VS.

K. N. TINDAL,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 3817½

AFFIDAVIT ON JUDGMENT

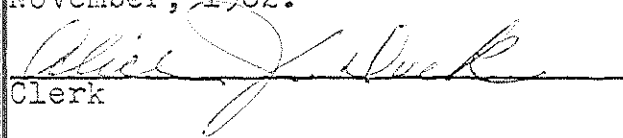
STATE OF ALABAMA)

*

BALDWIN COUNTY)

Personally appeared before me Alice J. Duck, Clerk of the Circuit Court of Baldwin County, Alabama, James R. Owen, who being duly sworn, deposes and says that on September 12, 1960, L. D. Owen, Jr. recovered a judgment in the Circuit Court of Baldwin County, Alabama, at Law, against K. N. Tindal for the sum of One Thousand Two Hundred Ninety-nine Dollars (\$1299.00) and the further sum of Twenty-one Dollars (\$21.00) costs of suit, and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment, and that E. P. Bell has or is believed to have in his possession or under his control, money or effects belonging to the Defendant, or that E. P. Bell is believed to be indebted to the Defendant or to be liable to him 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.

Sworn to and subscribed before
me on this the 22 day of
November, 1962.


Clerk

L. D. OWEN, JR.,
Plaintiff,
VS.
K. N. TINDAL,
Defendant,
E. P. BELL
Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 3817½

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to notify K. N. Tindal that on the
27 day of November, 1962, a writ of garnishment in the above
stated case was issued to E. P. Bell, as garnishee.

And you will return this writ according to law.

WITNESS MY HAND this 27 day of November, 1962.

Exp-11-30-62

Alvin J. Luck
Clerk