

3867

SUMMONS

STATE OF ALABAMA )  
COUNTY OF BALDWIN )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to summons Charles H. Jones to appear before Circuit Court, to be held for said County at the place of holding same, within thirty (30) days from service of this process, then and there to answer the complaint of the State Bank of Elberta, a State Banking Corporation.

Witness my hand this 15 day of June, 1959.

EX 6-16-59

Adrian J. Wuck  
Clerk

COMPLAINT

State Bank of  
Elberta,  
Plaintiff

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

VS.

Charles H. Jones  
Defendant

I

The Plaintiff claims of the defendant the sum of One Hundred and Twenty Five Dollars (\$125.00), principal, due by promissory note made by said defendant on the 30th day of January, 1959, and payable on the first day of March 1959, with interest from March 1, 1959, at the rate of eight (8) per cent per annum.

II

The Plaintiff claims of the defendant the sum of One Hundred and Twenty Five Dollars (\$125.00), principal, due by promissory note made by said defendant on the 30th day of January 1959, and payable on the first day of March 1959, with interest from March 1, 1959, at the rate of eight (8) per cent per annum.

Plaintiff avers that in and by the terms of said note the defendant waived all right to exemption under the Constitution and laws of the State of Alabama, and of this waiver plaintiff now claims benefit.

Plaintiff further avers that in and by the terms of said note, the defendant agreed to pay all costs of collecting or securing or attempting to collect or secure said note, including a reasonable Attorney's fee, and plaintiff further claims of the defendant the further and additional sum of Twenty Five Dollars

(\$25.00), as such reasonable Attorney's fee.

*James A. Brum*  
ATTORNEY FOR PLAINTIFF

*Richard L. Lacey*  
ATTORNEY FOR PLAINTIFF

The Defendant, Charles H. Jones, resides at Foley, Alabama.

10/3/89

Charles H. Jones

0.2

Charles H. Jones

10/3/89

10/3/89

not a 'yarratta' elder's name as (00.552)

Received 15 day of June 1959  
and on 16 day of June 1959  
I served a copy of the within Sto  
on Charles H. Jones  
By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
By Richard D. Jones D.S.

Joley

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

No. 3867

State Bank of Elberta

05.

Charles H. Jones

FILED

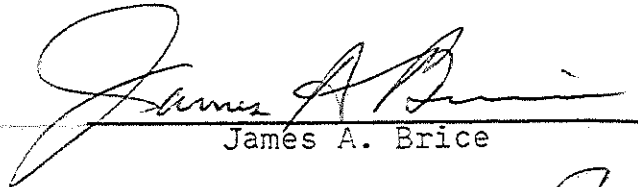
JUN 15 1959

ALICE J. DUCK, CLERK  
REGISTER

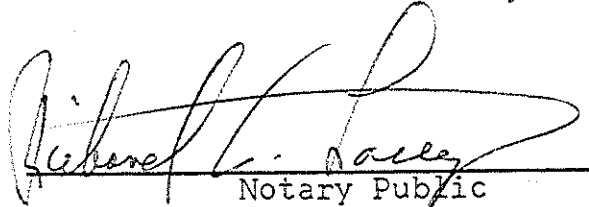
STATE OF ALABAMA )

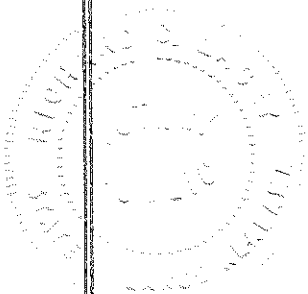
BALDWIN COUNTY )

Before me, Richard C. Lacey, a Notary Public in and for said County in said State, personally appeared James A. Brice, Attorney for State Bank of Elberta who, being duly sworn, deposes and says that Charles H. Jones is indebted to the said State Bank of Elberta in the sum of One Hundred and Twenty-five Dollars (\$125.00) Principal, due by Promissory Note made by him on the 30th day of January, 1959, and payable on the 1st day of March, 1959, plus Two Dollars and fifty cents (\$2.50) interest thereon, plus Twenty-five Dollars (\$25.00) Attorney's fee, for which he has commenced a suit against the said Charles H. Jones by Summons and Complaint before the Circuit Clerk, Baldwin County, returnable before said Circuit Clerk on the \_\_\_\_\_ day of \_\_\_\_\_, and that he believes that Process of Garnishment against M.R. Lawrence, owner, Foley Hardware Company is necessary to obtain satisfaction of said indebtedness, and that said M. R. Lawrence is supposed to be indebted to said defendant in his possession or under his contros.

  
James A. Brice

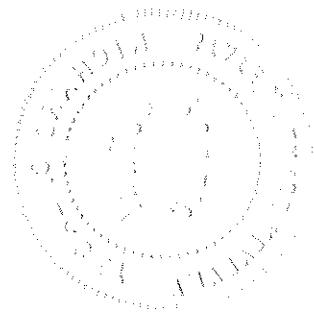
Subscribed and sworn to before me this 9th day of June,  
1959.

  
Notary Public



*Filed*  
*6-15-59*

386-7



FILED

JUN 15 1933

ALICE J. DUCK, CLERK  
REGISTER

STATE OF ALABAMA )

BALDWIN COUNTY )

TO ANY LAWFUL OFFICER OF SAID COUNTY:

Whereas James A. Brice, Attorney for State Bank of Elberta has filed a complaint before me, Alice J. Duck, Circuit Clerk, Baldwin County, Alabama, upon which a summons has been issued by me, returnable before me on the 15 day of June, 1959 at Elberta, Alabama, against Charles H. Jones, for the sum of One Hundred Fifty-two Dollars and fifty cents (\$152.50), and has given bond as required by law and made affidavit that the said Charles H. Jones is indebted to The State Bank of Elberta in the sum of One Hundred Fifty-two Dollars and fifty cents (\$152.50); that he believes that Process of Garnishment is necessary to obtain satisfaction of said claim, and that M. R. Lawrence, owner, Foley Hardware Company is supposed to be indebted to said defendant Charles H. Jones, or has effects of said defendant in his possession or under his control. You are, therefore, commanded to summon the said M. R. Lawrence to be and appear (or answer under oath in writing) before me on the \_\_\_\_\_ day of \_\_\_\_\_, at \_\_\_\_\_, then and there to answer on oath whether and to what amount he was indebted to said defendant at the time of the service of this Writ of Garnishment, or at the time of making his answer, and whether he will not be indebted in future to him by contract then existing, and whether he has not in his possession or under his control personal or real property or things in action belonging to the Defendant.

Done this 15 day of June, 1959.

*N.F.*

Alice J. Duck  
CIRCUIT CLERK  
BALDWIN COUNTY

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Taylor Wilkins, Sheriff

Deputy Sheriff

STATE OF ALABAMA )

BALDWIN COUNTY )

B O N D

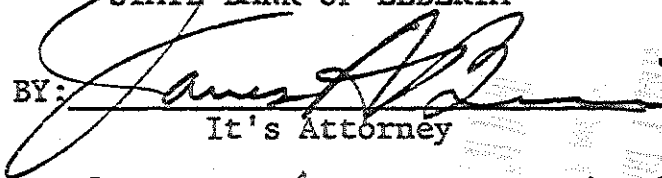
We, James A. Brice, and the Attorney for State Bank of Elberta, are bound unto Charles H. Jones in the sum of Three Hundred Five & NO/100 (\$305.00) Dollars, for the payment of which we bind ourselves, our heirs, executors, administrators, successors and assigns. Sealed with our seals and dated the 11th day of June, 1959.

The condition of the above obligation is such that the above bound James A. Brice, as Attorney for the State Bank of Elberta has commenced suit before Alice J. Duck, Circuit Clerk for said County, returnable before said Circuit Clerk on the 15 day of June, 1959, to recover of said Charles H. Jones the sum of Three Hundred Five and NO/100 (\$305.00); and has, on the day of the date hereof, prayed that a writ of Garnishment issue to M. R. Lawrenz, owner, Foley Hardware Company, to answer what he is indebted to, or what effects of said defendant he has in his possession or under his control; and said Plaintiff, having made oath and entered into this bond as required by law in such case, has obtained said Writ of Garnishment returnable before said Circuit Clerk on the 15 day of June, 1959.

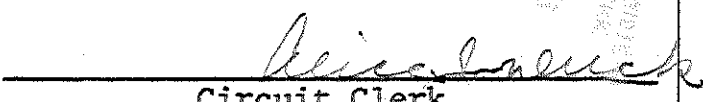
Now, if said Plaintiff shall prosecute his said suit to effect, and pay the Defendant all such damage as he may sustain from the wrongful or vexatious suing out of said Garnishment, then this obligation to be void, otherwise to remain in full force and effect.

  
James A. Brice

STATE BANK OF ELBERTA

BY:   
It's Attorney

1080  
Taken and approved this 15 day of June, 1959.

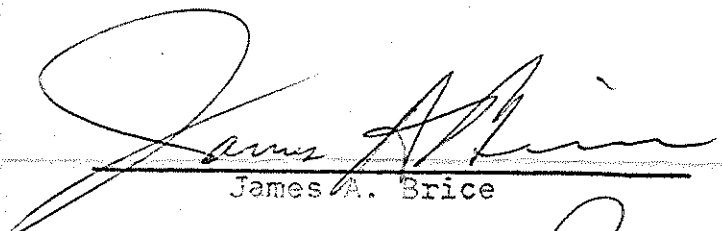
  
Circuit Clerk  
for  
Baldwin County



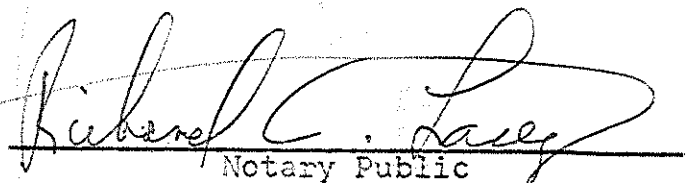
STATE OF ALABAMA )

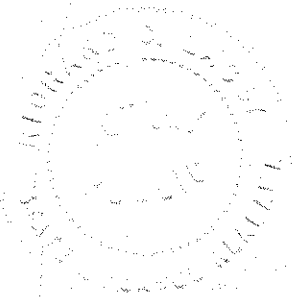
BALDWIN COUNTY )

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James A. Brice

Subscribed and sworn to before me this 9 day of June,  
1959.

  
Notary Public



STATE OF ALABAMA )

BALDWIN COUNTY )

B O N D

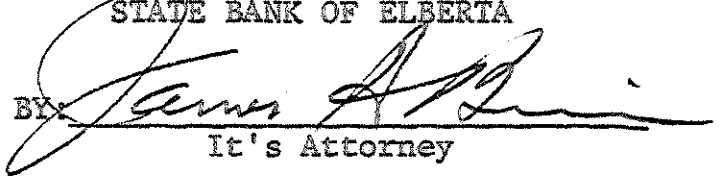
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James A. Brice

STATE BANK OF ELBERTA

BY:   
It's Attorney

Taken and approved this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Circuit Clerk  
for  
Baldwin County

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