

SUMMONS AND COMPLAINT

The State of Alabama, {
Baldwin County. } No. _____

CIRCUIT COURT.
Fall Term, 191*6*

To any Sheriff of the State of Alabama:

You are hereby commanded to summon THOMAS GAVIN

to appear at the next term of the Circuit Court to be held for said County at the place of holding the same, then and there to answer the complaint of

Gordon B. Childress.

Witness my hand, this 7th day of June, 1916.

T. W. McIlwain Clerk

COMPLAINT

GORDON B. CHILDRESS,
Plaintiffs

vs,

THOMAS GAVIN,
Defendants

The plaintiff claims of the Defendant

the sum of Sixty-one and 11/100 - - - - - Dollars, due together with the interest thereon from December 21st, 1910, due from defendant to plaintiff by virtue of a certain judgment rendered in the Justice Court of B. F. Patterson, Justice of the Peace of Baldwin County, Alabama, on December 21st, 1910, and the additional sum of Two and 40/100 Dollars costs incurred in said suit, which sums of money have never been paid, and which judgment has never been satisfied or discharged.

Plaintiffs Attorneys.

Original

The State of Alabama,

Baldwin County.

CIRCUIT COURT.

GORDON B. CHILDRESS,

vs.

Plaintiffs.

THOMAS GAVIN.

Defendants.

SUMMONS AND COMPLAINT.

led *June 10th* 191*6*

J. M. Williams Clerk.

Defendant lives at

Rickarby & Austill,

Plaintiff's Attorney.

Defendant's Attorney.

THE BALDWIN TIMES PRINT

Received in office

June 7th 191*6*

C. E. Eubank Sheriff

I have executed this Writ

this *10th* *June* 191*6*

by leaving a copy of the within sum-
mons and complaint with

Thomas Gavin

C. E. Eubank Sheriff
Byard Roberts Deputy Sheriff

The State of Alabama, {
BALDWIN COUNTY. }

To any Sheriff of the State of Alabama:

WHEREAS, Gordon B Childress.

hath complained on oath to me, T. W. RICHESON, Clerk of the Circuit Court of Baldwin,
that Thomas Gavin,

is justly indebted to the Plaintiff Gordon B Childress

thereon from Dec 21--1910 & costs
in the sum of Sixty one and 11/100 dollars with interest / Dollars and

Gordon B Childress having made affidavit and given bond as
required by law, in such cases, you are hereby commanded to attach so much of the estate of
Thomas Gavin--,

as will be of value sufficient to satisfy said debt and costs, according to the complaint: and
such estate, so attached, unless replevied, so to secure, that the same may be liable to
further proceedings thereon, to be had by the Circuit Court of Baldwin, at a term thereof,

to be held at the Court House of said County, on the 8th Monday after the 4th,

Monday of Sep 1916, next: when and where you must make known
to said Court how you have executed this Writ.

WITNESS, my hand, this 7th, day of June

A. D. 1916

T W Richeson Clerk.

No.

ATTACHMENT

Gordon B Childress

Vs. { Attachment

Thomas Gavin

Issued June 7th, 1916

Baldwin Times Print. Bay Minette, Ala.

Rec in office June 7th 1916 and Executed
June 10th 1916 By Leaving on and taking into my
possession Lot no 1 commencing at a Post
Chains E from N W corner of Sec 14 8 S 4 E Run
on N line of Sec 14, 15 Chains S 20 Chains N 15 Chains
20 Chains to beginning
of no 3 Commence at Point 5 Chains N from N E Corner
Sec 15 8 S 4 E Run S on 40 Chains N 7 1/2 Chains
40 Chains E 1 1/2 Chains to beginning
Commence at a Point on the line dividing Sec 14 + 15
S 4 E where the half sec line runs E + N intersects
said dividing line Thence run N 5 Chains N 40 Ch
the N line of said Sec 15 Thence E 10 Chains S 20
Chains N 5 Chains Thence S 20 Ch to place of beginning
house + 4 acres bound N by Rogers land
+ S by Swifts land N by Jerome Cooks land
Sec 25 8 S 3 E
begin at N W corner of sec 25 8 S 3 E Run E 2 Ch
40 Chains for beginning corner Thence S 609 Chains
145 Chains S 475 Chains N 457 Chains N 375 Chains
55 1/2 Ch N 322 Ch E 18 1/2 Ch
150 N 309 Ch E 10 3/4 Ch to beginning
C. E. Cantant's sheriff
By Byard Roberts D.S.

The State of Alabama, ^{Baldwin} Mobile County:

Personally appeared before me, ^{me} ~~B. F. JACKSON~~ ^{Jere Hustell, a notary} Clerk of the Circuit Court of said County.

^{Public in and for Mobile County, Ala.,} Gordon B. Childress

who maketh oath and sayeth, that

^{is} Thomas Gavin justly indebted to him, the said Gordon B. Childress,

in the sum of Sixty one + 11/100 together with interest thereon from to wit Dec 21-1910 + costs Dollars, and that said

Thomas Gavin is about to remove from the State of Alabama and is disposing of his property

so that the ordinary process of law cannot be served upon him, and that an attachment is not sued out for the purpose of vexing or harrassing him, the said

Sworn to and subscribed the 17

day of May 1916, before me,

Jere Hustell

Notary Public, Mobile Co. Ala.

Gordon B Childress

[ATTACHMENT BOND.]

KNOW ALL MEN BY THESE PRESENTS. That we Gordon B Childress

of the County of _____ are held and firmly bound unto Thomas Gavin

in the sum of One hundred sixty two and 11/100 Dollars, to be paid to the said his Thomas Gavin his certain Attorney, Executors, Administrators or Assigns, for which payment, well and truly to be made, we bind ourselves and our heirs, executors or administrators, jointly and severally, firmly by these presents. Sealed with our seals, and dated the 17th day of June

in the year of Our Lord, one thousand nine hundred and sixteen

The Condition of the above Obligation is such, That whereas the above bounden

Gordon B Childress

bath the day of the

date hereof, before the Clerk of the Circuit Court of ^{Baldwin} Mobile County, prayed an Attachment at the suit of himself against the estate of the above named

Thomas Gavin for the sum of seventy eight and 82/100 Dollars, and hath obtained the same re-

turnable to the next term of the Circuit Court of ^{Baldwin} Mobile County, to be holden on the third

Monday after the Monday of November 1916

Now, if the said Gordon B Childress shall prosecute this

Attachment to effect, and pay to the said Thomas Gavin

all such damages as he may sustain by the wrongful or vexatious suing out thereof, then the above obligation to be void, otherwise to remain in full force and effect.

IN PRESENCE OF

Frank Stollenwerk, Jr.

Thos. B. Marshall

Gordon B Childress

R. F. Neville

Augus Little

SEAL

SEAL

SEAL

RICKARBY & AUSTILL

LAWYERS

909-10-11 VAN ANTWERP BLDG.

MOBILE, ALA.

ELLIOTT G. RICKARBY,

JERE AUSTILL.

July 3, 1916.

T. W. Richerson, Esq.,
Bay Minette, Ala.

Dear Mr. Richerson:-

CHILDRESS VS. GAVIN. Will you kindly let us know
the costs in this case up to date?

Yours truly,

R-V.

Rickarby & Austill