

4424

JOHN V. DUCK

ATTORNEY AT LAW

FAIRHOPE, ALA.

FEBRUARY 7, 1961

COPY

Mr. Taylor Wilkins  
Sheriff of Baldwin County  
Bay Minette, Alabama

4424

In re: Prince Griffin vs.  
Phillip Mitchell

Dear Sheriff:

Confirming our conversation of February 6th, this will be authority for you to release the attachment on the truck in the above styled case upon the payment of one-hundred (\$100.00) dollars, by Doctor George Mitchell. This sum includes court costs and if the check is made payable to me I shall be most happy to forward all the court costs and clerk fees.

Sincerely yours,

*John V. Duck*

John V. Duck

*By: E. M. Smith*

JVD:ems

CC Mrs. Alice J. Duck  
Clerk, Circuit Court  
Bay Minette, Alabama

The State of Alabama, }  
Baldwin County

No. 4424

CIRCUIT COURT

Term, 19\_\_

PRINCE E. GRIFFIN

PLAINTIFFS

vs.

ATTACHMENT

PHILLIP MITCHELL, Ind. and d/b/a

MITCHELL MOTORS

DEFENDANTS

WHEREAS, Prince E. Griffin

as Plaintiff in said cause, has obtained an Attachment out of this Court, issued the 21  
day of September 1960, against the estate of the said defendant

Phillip Mitchell, Ind. and d/b/a MITCHELL MOTORS

which Attachment has been levied upon the following described Property

as the property of the said defendant, to-wit:

1957 Chevrolet Pick-up Truck, bearing a Mississippi License Tag, No.  
454-625

and whereas, it appears that the said Phillip Mitchell, Ind. & d/b/a  
Mitchell Motors

Defendant as aforesaid is a non-resident of the State of Alabama

NOW, THEREFORE, the said Phillip Mitchell, ~~d/b/a~~ Ind. & d/b/a Mitchell Motors  
wherever he may reside is hereby notified of the levy and pendency of said Attachment.

Witness my hand, this 2 day of October, 1960

*Revised - Duck*, Clerk

No. \_\_\_\_\_ Page \_\_\_\_\_

**THE STATE OF ALABAMA,**  
**BALDWIN COUNTY.**

**CIRCUIT COURT**

Plaintiffs

vs.

Defendants

**NOTICE TO NON-RESIDENTS  
OF ATTACHMENT**

Issued \_\_\_\_\_, 19\_\_\_\_

Clerk.

ATTACHMENT

The State of Alabama, {  
Baldwin County.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Prince E. Griffin

hath complained on oath to me, ALICE J. DUCK, Clerk of Circuit Court of Baldwin County, Ala., that

Phillip Mitchell individually and d/b/a Mitchell Motors

is justly indebted to the Plaintiff ~~XXXXXXXXXXXX FORTY-THREE XXXXX 67/100 XXXXXXX~~

PRINCE E. GRIFFIN

in the sum of ONE HUNDRED FORTY-THREE and 67/100 - - - - - Dollars, and

\_\_\_\_\_ 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

Phillip Mitchell Individually and d/b/a Mitchell Motors

to-wit: One 1957 Chevrolet Pickup truck Mississippi Tag.

no 454625, Can be found at Dick Turner's Fairhope, Alabama.

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 County, Ala.. at a term thereof, to be held at the Court House of said

County, on \_\_\_\_\_ Monday of \_\_\_\_\_ 19\_\_\_\_\_

next; when and where you must make known to said Court how you have executed this Writ.

WITNESS, my hand, this 12 day of Sept A. D., 1960.

Alice J. Duck Clerk.

No. 4424

ATTACHMENT

Prince Griffen

Vs. { ATTACHMENT

Phillip Mitchell

Issued \_\_\_\_\_, 195\_\_\_\_\_

Printed by Moore Printing Co.

Received 12 day of Sept 1940  
and on 14 day of Sept 1940

I served a copy of the within attached  
on Phillip Mitchell

By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
By W. O. Sanner, D. S.

Executed by attaching  
the writ in described  
property. And leaving  
with Dick Gurner  
at Y hope  
this Fri 14, Sept 1940

Taylor Wilkins  
Sheriff  
W. O. Sanner  
D. S.

Sheriff claims 20 miles at

Ten Cents per mile Total \$ 2.00

TAYLOR WILKINS, Sheriff

BY Sanner  
DEPUTY SHERIFF

PRINCE E. GRIFFIN  
Plaintiff

-VS-

PHILLIP MITCHELL, IND, and  
d/b/a MITCHELL MOTORS

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

COUNT I

Plaintiff claims of the Defendant the sum of ONE HUNDRED AND FOURTY THREE DOLLARS AND 67/100 (\$143.67), due from him by account on the 19th day of August 1960, which sum of money with the interest thereon is still unpaid.

Plaintiff further avers that the Defendant named herein is a non-resident and that he lives in Pascagoula, Mississippi.

Plaintiff further avers that this suit was commenced by a Writ of Attachment, filed on the 12th day of September, 1960 and that the Sheriff of Baldwin County, Alabama levied the writ of attachment upon one 1957 Chevrolet Pick-up truck, bearing a Mississippi License Tag, No. 454-625.

  
Attorney for Plaintiff

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. ....

..... TERM, 19....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Phillip Mitchell, Ind. and d/b/a  
Mitchell Motors, a Non-resident

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, State of Alabama, at Bay Minette, against Phillip Mitchell

....., Defendant...

by Prince E. Griffin

....., Plaintiff...

Witness my hand this 21st day of September 19 60

Prince E. Griffin, Clerk

No. 44-24

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The State of Alabama  
Baldwin County

CIRCUIT COURT

PRINCE E. GRIFFIN

Plaintiffs

vs.

PHILLIP MITCHELL, IND. and

d/b/a MITCHELL MOTORS

Defendants

Summons and Complaint

Filed

**FILED**

19\_\_\_\_

SEP 21 1960

Clerk

ALICE A. DUCK, CLERK  
REGISTER

John V. Duck

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at  
Pascagoula, Miss.

Received In Office

19\_\_\_\_

\_\_\_\_\_, Sheriff

I have executed this summons

this

19\_\_\_\_

by leaving a copy with

Not found in my county after diligent search and in

County.

Returned  
day of  
Not found in my county after diligent search and in

County  
Taylor Williams, Sheriff

Deputy Sheriff

\_\_\_\_\_, Sheriff

\_\_\_\_\_, Deputy Sheriff



ATTACHMENT AFFIDAVIT

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Alice J. Duck, Clerk of the Circuit Court of Baldwin County, Alabama, in and for said County, Personally appeared PRINCE E. GRIFFIN, who, being duly sworn, on oath saith that Phillip Mitchell ind, and d/b/a Mitchell Motors is justly indebted to Prince E. Griffin, in the sum of ONE HUNDRED FORTY-THREE and 67/100 DOLLARS (\$143.67) which said amount is justly due after allowing all just offsets and discounts, and that the said Phillip Mitchell, ind and d/b/a Mitchell Motors is a non-resident of the state of Alabama, and that this Attachment is not sued out for the purpose of vexing or harassing the Defendant, or other improper motive.

  
Prince E. Griffin

Subscribed and sworn to before me this the 10th day of September, 1960.

  
Clerk of Circuit Court

ATTACHMENT AFFIDAVIT

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Alice J. Duck, Clerk of the Circuit Court of Baldwin County, Alabama, in and for said County, Personally appeared PRINCE E. GRIFFIN, who, being duly sworn, on oath saith that Phillip Mitchell ind, and d/b/a Mitchell Motors is justly indebted to Prince E. Griffin, in the sum of ONE HUNDRED FORTY-THREE and 67/100 DOLLARS (\$143.67) which said amount is justly due after allowing all just offsets and discounts, and that the said Phillip Mitchell, ind and d/b/a Mitchell Motors is a non-resident of the state of Alabama, and that this Attachment is not sued out for the purpose of vexing or harassing the Defendant, or other improper motive.

Prince E. Griffin  
Prince E. Griffin

Subscribed and sworn to before me this the 10th day of September, 1960.

Alice J. Duck  
Clerk of Circuit Court

