SHIPPERS SERVICE OF GEORGIA, INC. :: IN THE CIRCUIT COURT OF

Plaintiff :: BALDWIN COUNTY, ALABAMA

vs. :: 10. 47-65

M. J. HARTHCOCK,

Defendant

COUNT ONE

The Plaintiff claims of the Defendant Two Hundred Fifty Seven and 50/100 (\$257.50) Dollars due from him by account on the 10th day of May, 1960, which sum of money with the interest thereon is still unpaid.

COUNT TWO

The Plaintiff claims of the Defendant Two Hundred Fifty Seven and 50/100 (\$257.50) Dollars for that heretofore and on to-wit, by EXECUTENT EXAMPLE AND AND 10, 1960, the Defendant did agree to furnish a tractor and trailer and to deliver merchandise to Carterville, Georgia for the Plaintiff, and that he did so negligently attempt to complete said contract and deliver said merchandise that his truck or trailer overturned or collapsed and as a proximate consequence of said negligence of the Defendant, the Plaintiff was injured and damaged in that part of said merchandise was damaged or destroyed, workmen had to be employed to reload another trailer and another truck and tractor had to be employed to finish hauling said merchandise to its destination all in the sum of aforesaid hence this suit.

Maurice A. Downing,

Attorney for Plaintiff

LE LOUK, CLERK REGISTER

The State of Alabama, Baldwin County.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

. 3377	HEREAS, J. C. Moore
W I	1P.C.A.G.,
entre en	
	
hath compla	ined on oath to me, ALICE J. DUCK, Clerk of Circuit Court of Baldwin County, Ala., that
<u>M</u>	. J. Harthoock
· .	
is instly inde	ebted to the Plaintiff Shippers Service of Georgia, Inc
•	
in the sum o	of Two hundred fifty-seven and 50/100 Dollars, and
	having made affidavit and given bond
as required l	by law, in such cases, you are hereby commanded to attach so much of the estate of
	J. Harthcock
Bit	0. Harthcock
as will be of	value sufficient to satisfy said debt and costs, according to the complaint; and such estate, so
	ess replevied, so to secure, that the same may be liable to further proceedings thereon to be
had by the C	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.
and the second section of the section of the second section of the section of the second section of the section of th	
WITNESS,	my hand, this 25th day of May A. D., 19_60
	belief Wicele Clerk.

Eplaceted may 26, 1960
Bytacking information
Delay P.D. States
1-1952 International tractor
Block Mumber 121893R.14

Daylor Wilkim Shireft
Bytarlist Chambers.

No. 4265

ATTACHMENT

SHIPPERS SERVICE OF GEORGIA, INC

Vs. ATTACHMENT

M. J. HARTHCOCK

5-25

19560

Printed by Moore Printing Co.

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The State of Alabama, Mobile County:

#	before XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
J. C. Moore	
who maketh oath and sayet	h that M. J. Harthcock
is	justly indebted to Shippers Service of Georgia, Inc.
in the sum of Two Hunder	ced Fifty Seven and 50/100 (\$257.50)
***************************************	Dollars, and that said
Defendant, M. J. Hart	chcock, is a non-resident of the State of Alabama
and the Plaintiff ele so that the ordinary process of	or harassing him, the said M. J. Harthcock
Sworn to and subscribed th	
	1964, before me ()22008
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of the County of	are held and firmly bound unto
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SHIPPERS SERVICE OF GEORGIA,	X	
Plaintiff,	X	IN THE CLECKIE COURSE OF
vs.	X	IN THE CIRCUIT COURT OF
, , ,	I	BALDWIN COUNTY, ALABAMA
M. J. HARTHCOCK,	X	
Defendant.	X	NO. 4265

Comes the Defendant in the above styled cause and demurs to "COUNT TWO" of the complaint filed in said cause and assigns the following separate and several grounds, viz:

- 1. That said count does not state a cause of action.
- 2. That said complaint is vague and indefinite.
- 3. That said complaint does not allege that the Defendant negligently injured the Plaintiff.
- 4. That said count only alleges the conclusions of the Plaintiff.
- 5. That said count does not allege whose negligence caused the injuries.
- 6. That said count attempts to set out what the negligence consisted of but fails to set out sufficient facts to show such negligence.
- 7. That said count does not allege what merchandise was damaged or destroyed.

7-8-60

Attorneys for Defendant

SHIPPERS SERVICE OF GEORGIA, INC.,

Plaintiff,

vs.

M. J. HARTHCOCK,

Defendant

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

NO. 4265

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JUL 8 1980

ALICE J. DUCK CLERKO

SHIPPERS SERVICE OF GEORGIA,	X	
INC., Plaintiff,	Ĭ	IN THE CIRCUIT COURT OF
·	Ĭ	
vs.	Ĭ	BALDWIN COUNTY, ALABAMA
M. J. HARTHCOCK,	X	NO. 4265
Defendant.	X	NO. 2200

TO: HON. MAURICE A. DOWNING, AS ATTORNEY FOR SHIPPERS SERVICE OF GEORGIA, INC., THE PLAINTIFF IN THE ABOVE STYLED CAUSE:

You are hereby notified that M. J. Harthcock, the Defendant in the above styled cause, has this day filed his unqualified appearance in said cause, acting by and through his attorneys.

Unless within five (5) days after service of this notice the Plaintiff shall make bond payable to the Defendant in double the amount sued for, the attachment heretofore made in said cause shall be dismissed and the property so attached shall be delivered to the Defendant. Such bond shall be with good and sufficient sureties as provided by the Laws of the State of Alabama.

Dated this 8th day of July, 1960.

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M. 4265 151

SHIPPERS SERVICE OF GEORGIA, INC.,

Plaintiff,

vs.

M. J. HARTHCOCK,

Defendant.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

NO. 4265

NOTICE

SHIPPERS SERVICE (OF GEORGIA,	X	
,	Plaintiff,	Ĭ.	IN THE CIRCUIT COURT OF
vs.	i i i i i i i i i i i i i i i i i i i	X .	CAT DUITE COTERMY AT ADARA
, J.		Ĭ.	BALDWIN COUNTY, ALABAMA
M. J. HARTHCOCK,		X	No. 4265
	Defendant.	X	

Comes the Defendant in the above styled cause and makes an unqualified appearance in said cause and submits himself to the jurisdiction of this Court.

FILED

7-8 1760

ALICE & MOX, CLERK REGISTER

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SHIPPERS SERVICE OF GEORGIA, INC.,

Plaintiff,

٧s.

M. J. HARTHCOCK,

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

NO. 4265

* * * * * * * * * * * * * * * *

EGISKI REGISKI

MOBILE, ALABAMA 318-19-20 Annex First National Bank Building ATTORNEY AT LAW WAURICE A. DOWNING

Telephone HEmlock 2-1218

May 25, 1960

Baldwin County, Alabama Sheriff, Baldwin County Hon. Taylor Wilkins

vs. M. J. Harthcock RE: Shippers Service of Georgia, Inc. Dear Sir:

:SMOTTOI Foley, Alabama, which we wish to attach. The description is as The Defendant in this case has a tractor and trailer located

M03510-KC30T0+3 One Hyde Float, with grain sides semi-trailer, serial number

One 1952 International Tractor, block number 131893R-14.

to the truck and trailer. A. Mr. Moore, representing the Plaintiff, will take your deputy

Very truly yours.

Maurice A. Downing

MAD: ah

The State of Alabama, Mabile County:

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	onally appeare	ed before 🕸	THE PARTY WILL STRING		ierk of the	Circuit Cou	t of said Count
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The	State	of	Alabama,	
	Baldwi	n Co	ounty.	

hath complained on oath to me, ALICE J. DUCK, Clerk of Circuit Court of Baldwin County, Ala., that M. J. Harthoock M. J. Harthoock Shippers Service of Georgia, Inc. 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 M. J. Harthoock 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 Monday of Nonday of Non		WHEREAS,	J.C.M	oore				
M. J. Harthcock is justly indebted to the Plaintiff Shippers Service of Georgia, Inc in the sum of Two hundred fifty-seven and 50/100 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 M. J. Harthcock 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					V			
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Clerk.					luce	J. Duce	che c	llerk.

ATTACHMENT

Vs. {ATTACHMENT

Issued ______, 195.

Printed by Moore Printing Co.

The State of Alabama, Baldwin County. TO ANY SHERIFF OF THE STATE	No	t Court, Baldwin County TERM, 19
You Are Hereby Commanded to Summe	on M. J. Harthco	ck
to appear and plead, answer or demur, v	vithin thirty days from the	service hereof, to the complaint filed in
the Circuit Court of Baldwin County, St	tate of Alabama, at Bay Mi	inette, against
M. J. Hartho	ock	, Defendant
	Harris Anna Carlo	
by		
		Plaintiff,
Witness my hand this25th	J Mov	10 60
Witness my hand this		J-4Dsiele, Clerk
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No. 4265 Page	Defendant lives at
The State of Alabama Baldwin County	
CIRCUIT COURT	Received In Office
SHIPPERS SERVICE OF GEORGIA, INC	19
Plaintiffs	I have executed this summons
vs,	this19
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M. J. HEATHCOCK	The heefen Our
Defendants	alesta service
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Plaintiff's Attorney	Sheriff
Defendant's Attorney	Deputy Sheriff