

4692

JORDAN CLINIC & HOSPITAL,
INC., a corporation,

Plaintiff,

Vs.

MRS. JULIA TOLER,

Defendant.

X
X
X
X
X
X

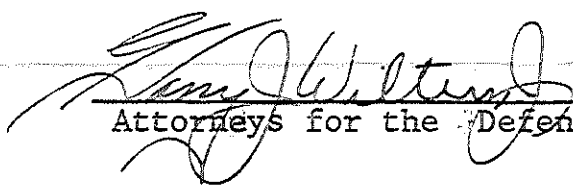
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Comes now the Defendant in the above styled cause and
for answer to the Complainant's Complaint says:

1.

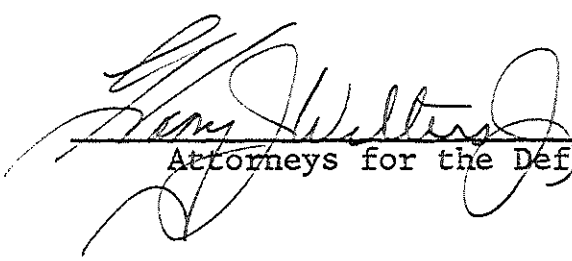
That the matters alleged therein are untrue.

WILTERS & BRANTLEY


Attorneys for the Defendant

The Defendant demands a trial by jury.

WILTERS & BRANTLEY


Attorneys for the Defendant

FILED
MAY 4 1961
ALICE J. DUCK, CLERK
REGISTERED

M. 4692

JORDAN CLINIC & HOSPITAL,
INC., a Corporation,

Plaintiff

vs.

MRS. JULIA TOLER,

Defendant

AMENDED BILL OF COMPLAINT

FILED

JUL 21 1961

ALICE J. DUCK, CLERK
REGISTER

JORDAN CLINIC & HOSPITAL
INC., a Corporation,

Plaintiff,

Vs.

MRS. JULIA TOLER,

Defendant

Y

Y

Y

Y

Y

Y

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 4692

Comes now the Defendant in the above styled cause and for
answer to the Complainant's Complaint as Amended and to the
Second Court thereof says:

1.

That the matters alleged therein are untrue.

FILED

JUL 26 1962

ALICE J. DUCK, Clerk

WILTERS & BRANTLEY

BY: 

JORDAN CLINIC & HOSPITAL,
INC., a Corporation,

Plaintiff

vs.

MRS. JULIA TOLER,

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

AMENDED BILL OF COMPLAINT

Comes now the plaintiff in the above styled cause and amends the Bill of Complaint heretofore filed in this cause by adding the following Count.

COUNT THREE

Plaintiff claims of the Defendant the sum of Eight Hundred Thirty-three and 75/100 (\$833.75) Dollars with interest thereon, due from the Defendant by promissory note executed under seal by her on, to-wit, December 8, 1959, in the principal amount of \$914.25, due and payable in installments of \$5.00 per month; that the Defendant defaulted in the payment of said note and under the terms of said note the entire outstanding balance, to-wit, the sum of Eight Hundred Thirty-three and 75/100 (\$833.75) Dollars became immediately due and payable; the Plaintiff further claims interest on the said unpaid balance, to-wit, the sum of \$833.75, at the rate of 6% per annum; that under the terms of said note the Defendant agreed to pay all cost of collection and the Plaintiff further claims an attorney's fee in the amount of 20% of the said unpaid balance, to-wit, \$833.75; that under the terms of said note the Defendant waived all exemptions under the laws of any state and Plaintiff respectfully claims benefit from said waiver.


ATTORNEY FOR PLAINTIFF

FILED

SEP 14 1961

ALICE J. DUCK, CLERK
REGISTER

4692

JORDAN CLINIC & HOSPITAL, INC.,
a Corporation,

Plaintiff

Vs.

MRS. JULIA TOLER,

Defendant

FILED

SEP 14 1961

ALICE J. DUCK, CLERK
REGISTER

Jordan Clinic & Hosp. Inc., a Corp. : In the Circuit
Plaintiff : Court of Baldwin
County, Ala.
vs : at Law
Mrs. Julia Loh

Defendant
Plea #. A.

The Defendant denies the charges
made against her of conspiracy
for the same and on

to the Court
by ~~the~~ the attorney

Feb 8/14/61

John Loh

John

JORDAN CLINIC AND HOSPITAL, INC., a corporation,

Plaintiff,

Vs.

JULIA TOLER,

Defendant.

X

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 4692

Comes now the Defendant in the above styled cause and for answer to the Complainant's Amended Complaint on each count thereof, separately and severally says:

1.

That the matters alleged therein are untrue.

2.

That the account sued on is barred by the statute of limitations of three years.

3.

That she has paid the debt for the recovery of which this suit was brought, before the action was commenced.

For further answer to Count #2 and #3 of the Complainant's Amended Complaint, the Defendant says:

1.

That the note upon which the action was founded, was not executed by her or by anyone authorized to bind her in the premises; and she makes oath that this is true.

Julia Toler
Julia Toler

STATE OF ALABAMA
BALDWIN COUNTY

Personally appeared before me, the undersigned authority, and after being by me first duly sworn, deposes and says, that she has read the foregoing answer to the Complainant's Amended Complaint and that the facts contained therein are true and correct.

Julia Toler
Julia Toler

Sworn to and subscribed before me on this the 14th day of September, 1961.

James B. Hedge
Notary Public, Baldwin County, Alabama



1892.

IN SENATE, JULY 18, 1892.

REPORT OF THE COMMISSIONER OF THE DISTRICT OF COLUMBIA, FOR THE YEAR 1891.

COMMISSIONER.

COMMISSIONER OF THE DISTRICT OF COLUMBIA, FOR THE YEAR 1891.

REPORT OF THE COMMISSIONER OF THE DISTRICT OF COLUMBIA, FOR THE YEAR 1891.

REPORT OF THE COMMISSIONER OF THE DISTRICT OF COLUMBIA, FOR THE YEAR 1891.

COMMISSIONER OF THE DISTRICT OF COLUMBIA, FOR THE YEAR 1891.

COMMISSIONER OF THE DISTRICT OF COLUMBIA, FOR THE YEAR 1891.

COMMISSIONER OF THE DISTRICT OF COLUMBIA, FOR THE YEAR 1891.

COMMISSIONER OF THE DISTRICT OF COLUMBIA, FOR THE YEAR 1891.

COMMISSIONER OF THE DISTRICT OF COLUMBIA, FOR THE YEAR 1891.

The Jury find
for the Plaintiff
against Julia Tole
and
for damages assessed
at \$800.00 with
no interest.

James A. Tole
For name

Page 100

Page 100

Page 100

Page 100

Page 100

Page 100

Page 100

Page 100

Page 100

STATE OF ALABAMA)
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Mrs. Julia Toler to appear and answer, plead or demur, within thirty days from the service of this writ, to a Bill of Complaint filed against her in the Circuit Court of Baldwin County, Alabama, at Law, by Jordan Clinic & Hospital, Inc., a Corporation, as Complainant, against Mrs. Julia Toler, as Defendant, and at the same time and place to make return hereunder.

Witness my hand this the 28 day of April, 1961.

Alice J. Duck
REGISTER

JORDAN CLINIC & HOSPITAL,
INC., a Corporation,

Plaintiff

vs.

MRS. JULIA TOLER,

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

COUNT ONE:

The Plaintiff claims of the Defendant the sum of \$838.75 due from her for work and labor done, at her request, by account on the 8th day of December, 1959, which sum of money, with the interest thereon, is still unpaid.

Samuel M. Bailey
ATTORNEY FOR PLAINTIFF

FILED

APR 28 1961

ALICE J. DUCK, CLERK
REGISTER

4692

544

JORDAN CLINIC & HOSPITAL,
INC., a Corporation,

Plaintiff

vs.

MRS. JULIA TOLER,
Defendant

SUMMONS AND COMPLAINT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Defendant can be served at:
Route 1, Box 269, Robertsdale

FILED

APR 28 1961

ALICE J. DUCK, CLERK
REGISTER

Received 2 day of May 1961
and on 2 day of May 1961
I served a copy of the within on Mrs. Julia Toler
by service on Mrs. Julia Toler

TAYLOR WILKINS, Sheriff
By Ed Leigh Stedman D. S.

Robertsdale, Ala

Sheriff claims 50 miles at
Ten Cents per mile Total \$ 5.00
TAYLOR WILKINS, Sheriff
BY Ed Leigh Stedman
DEPUTY SHERIFF

JORDAN CLINIC & HOSPITAL,
INC. a Corporation

Plaintiff

VS

JULIA TOLER,

Defendant

JOHNNIE MAE DAVIDSON
d/b/a Johnnie Mae's Cafe,

Garnishee

Ø

Ø

Ø

Ø

Ø

Ø

Ø

Ø

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 4692 1/2

Now comes, on this the 23rd day of February, 1962, Johnnie Mae Davidson d/b/a Johnnie Mae's Cafe, who being duly sworn deposes and says that at the time of the service of said writ of garnishment that she was indebted to the Defendant in the amount of \$5.00 and that at the time of making this answer she is indebted to the Defendant in the sum of \$25.00. That the Defendant is employed by her on a day to day basis and that she does not know whether the Defendant will be employed by her tomorrow or any time in the future; that she will not be liable to the Defendant for delivery of personal property and the garnishee has not in her possession or under her control any money or effects belonging to the Defendant other than aforesaid.

Having fully answered said garnishment the garnishee prays to be henceforth dismissed, with reasonable cost for making this answer.

Johnnie Mae Davidson
Sworn to and subscribed before me on this the 23rd day of February,
1962.

FILED

MAR 1 1962

ALICE J. DUCK, CLERK
REGISTER

Lang. Winters
Notary Public, STATE OF ALABAMA AT LARGE

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

NO. 4692 1/2

JORDAN CLINIC & HOSPITAL, INC.
a Corporation

Plaintiff

VS

JULIA TOLER

Defendant

JOHNNIE MAE DAVIDSON d/b/a
Johnnie Mae's Cafe

Garnishee

ANSWER ON GARNISHMENT

Wilters, Brantley & Nesbit
Box 555
Robertsdale, Alabama

State of Alabama

BALDWIN COUNTY

TO JULIA TOLER, Defendant.....:

YOU ARE HEREBY NOTIFIED that a Writ of Garnishment has been issued in the case of.....

JORDAN CLINIC & HOSPITAL, INC. an Alabama Corporation, Plaintiff.....

versus JULIA TOLER, Defendant.....,

now pending in the Circuit Court of Baldwin County, Alabama, Law Side, in which.....

DAVIDSON d/b/a Johnnie Mae's Cafe, Robertsdale, Alabama

has been named as Garnishee.....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the.....

day of Feb, 1946.

Alice J. Luck
Clerk of the Circuit Court.

1 4692 1/2

NOTICE
TO DEFENDANT OF GARNISHMENT

BY
CLERK OF CIRCUIT COURT
BALDWIN COUNTY, ALABAMA

TO
JORDAN CLINIC & HOSPITAL, INC.
an Alabama Corporation

Plaintiff

VS.

Julia Toler

Defendant

Sheriff claims 50 miles at

Ten Cents per mile Total \$ 5.00
TAYLOR WILKINS, Sheriff

BY CC
DEPUTY SHERIFF

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for Baldwin County and State aforesaid. RICHARD C. LACEY

who being duly sworn, on oath says, that a regular Fall Term

of the Circuit Court of Baldwin County, to-wit: on the 14th day of September

19 61, JORDAN CLINIC & HOSPITAL INC., an Alabama Corporation

recovered a judgment against JULIA TOLER

for the sum of EIGHT HUNDRED AND NO/100 (\$800.00)

besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that

JOHNNIE MAE DAVIDSON d/b/a Johnnie Mae's Cafe,

Robertsdale, Alabama

supposed to be indebted to or have effects of the said Julia Toler

in her possession, or under her control, and that he believes process of

Garnishment against said JOHNNIE MAE DAVIDSON d/b/a Johnnie Mae's Cafe
is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this 1

day of Feb A. D. 1962

Alice J. Duck
Clerk

Richard C. Lacey
Attorney for Plaintiff

NO. 4692 1/2

CIRCUIT COURT

JORDAN CLINIC & HOSPITAL, INC.
an Alabama Corporation,

Plaintiff

vs.

JULIA TOLER,

Defendant

AFFIDAVIT Garnishment on Judgment

Filed this

FILED

day of

FEB 1 1962

19

ALICE J. DUCK,

CLERK
REGISTER

Clerk.

MOORE PRINTING CO., BAY MINETTE, ALA.

Garnishment on Judgment.

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

TERM, 19

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular Fall Term, 19⁶¹, of the Circuit Court of Baldwin County,
to-wit: On the 14th day of September, 19⁶¹, being a regular day of
said term, JORDAN CLINIC & HOSPITAL, INC., an Alabama Corporation

recovered judgment against JULIA TOLER

for the sum of EIGHT HUNDRED AND NO/100 (\$800.00) Dollars, and cost of suit,
and affidavit having been made by Richard C. Lacey
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

Johnnie Mae Davidson d/b/a Johnnie Mae's Cafe, Robertsdale,
Alabama

has or is believed to have in her possession, or under her control money
or effects belonging to said defendant or that she is, or
is believed to be indebted to said defendant or to be liable to them, or to one of them 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.

You Are Therefore Hereby Commanded to Summon Johnnie Mae Davidson
d/b/a/ Johnnie Mae's Cafe

to be and appear before the honorable Judge of the Circuit Court for Baldwin County, at the Court House
thereof, in the city of Bay Minette, on the Monday in A. D. 19,
then and there within the three first days of the term, to answer on oath, whether at the time of the service
of the garnishment, or at the time making her answer, or at any time intervening the time of serv-
ing the garnishment, and making the answer she was indebted to said defendant
and whether she will not be indebted in future to said defendant
by a contract then existing, and whether by a contract then existing
is, or are, liable to said defendants for the delivery of personal property, or for the payment of money which
may be discharged by the delivery of personal property, or which is payable in personal property, and
whether she has not in her possession or under her control money or
effects belonging to the defendant.

Herein fail not, and have you then and there this Writ.

Witness, ALICE J. DUCK, Clerk of said Court, this 1 day of Feb, A. D., 19⁶²

Issued day of A. D., 19

ATTEST:

124

Alice J. Duck, Clerk.

Filed Jul 16 1962

Copy of within Document 1 & 2
Complaint on

W. H. Johnson
Division

James H. Johnson
by C. H. Johnson

Richard H. Johnson

Circuit Court, Baldwin County

No. 4692 1/2

JORDAN CLINIC & HOSPITAL, INC.,
An Alabama Corporation,
Plaintiff

VS. } Garnishment On Judgment

JULIA TOLER,
Defendant

JOHNNIE MAE DAVIDSON
d/b/a Johnnie Mae's Cafe,
Garnishee

Issued _____ day of _____ 19____

Returnable _____ day of _____ 19____

Attorney

JURY LIST - FALL TERM - SEPTEMBER 11, 1961

1. Cooper, Grady, Farmer, Elseanor
2. Conway, Roscoe, Brookley Field, Bay Minette
3. Crotwell, Alfred, Carpenter, Gulf Shores
4. Kennedy, J.C., Ins. Agent, Bay Minette
5. Kinnard, B.B., Clerk, Bay Minette
6. Lazzari, A.V., Jr., Farmer, Belforest
7. Lee, Herbert, Florist, Robertsdale
8. Letterman, Aton, Farmer, Elberta
9. Lenz, William, Civil Service, Elberta
10. McMillan, Raymond N., Farmer, Stockton
11. Mothershed, George J., Farmer, Bay Minette
12. Nall, Wilber C., Farmer, Gulf Shores
13. Nelson, Clarence A., Merchant, Fairhope
14. Nelson, James H., Ship Carpenter, Gulf Shores
15. Nix, Herbert, Brookley Field, Bay Minette
16. Norsworthy, John C., Clerk, Bay Minette
17. Osborne, W.A., Civil Service, Foley
18. Page, Glenn A., Insurance, Bay Minette
19. Mitchell, White, Clerk, Bay Minette
20. Varbrough, Leon, Forester, Bay Minette
21. Bryars, Charles Henry, Jr., Farmer, Stockton
22. Casteel, Jim, Laborer, Elseanor
23. Harrison, Bibb, Farmer, Fairhope
24. Hedge, Langston, Chemist, Bay Minette
25. James, Lonnie, Salesman, Bay Minette
26. Golden, David, Jr., Merchant, Foley
27. Grantham, Donald R., Farmer, Mag. Spgs.
28. Griffith, Jack, Shipyard, Fairhope
29. Hammond, Cecil C., Trk. Oper., Bay Minette
30. Harris, Guy H., Merchant, Foley
31. Ellison, W.V., Farmer, Robertsdale
32. Eslava, Paul, Farmer, Mag. Spgs.
33. Godwin, Dewey C., Mechanic, Bay Minette
34. Day, Gladden, Salesman, Bay Minette
35. ~~Conner, W. D., Salesman, Bay Minette~~
36. Duffee, Kenneth, Brookley Field, Stockton
37. Duck, Davis, Farmer, Bay Minette
38. Patterson, Earnest, Farmer, Rosinton
39. Prine, Julian C., Ins., Bay Minette
40. Rieben, Albert, School Bus Mechanic, Bay Minette
41. Rieben, Ray, Paper Mill, Bay Minette
42. Simms, R.J., Hardware, Belforest
43. Thieme, W.H., Foreman, Foley
44. Topp, Henry, Clerk, Foley
45. Vines, Mack, Clerk, Bay Minette
46. Weeks, Elliot, Mechanic, Mag. Spgs.
47. Weeks, Sydney, Farmer, Mag. Spgs.
48. Goleman, James A., Restuarant Oper., Gulf Shores
49. Boan, Jessie Forest, Farmer, Stapleton
50. Boden, C.A., Ala. Power Co., Bay Minette
51. Brantley, E.R., Contractor, Bay Minette

P XXXXX XXXXX XXXXX XXX

→ XXXXX XXXXX XXXXX XXX

744692

Jordan's Clinia

15

Isler