

MAYER W. PERLOFF
ATTORNEY AT LAW
SUITE 605 VAN ANTWERP BUILDING
MOBILE 12, ALABAMA
HEMLOCK 3-5412

MAYER W. PERLOFF
E. GRAHAM GIBBONS

4766

July 11, 1961

Mrs. Alice J. Duck, Clerk
Circuit Court of Baldwin County
Bay Minette, Alabama

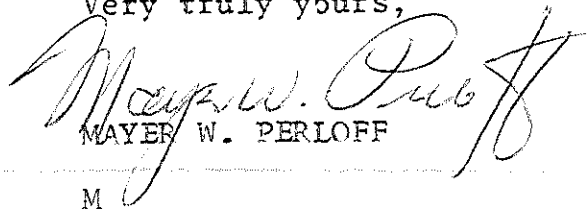
Re: Joyce Jewelry Co. -v- JAMES D. HILL

Dear Mrs. Duck:

Would you please file the attached Bill of Complaint in your court
and advise me when service has been had.

Thank you for your attention in this matter.

Very truly yours,


MAYER W. PERLOFF

M
W
P
/rms

Enc/ Bill of Complaint


JOYCE JEWELRY CO., a corporation,
Plaintiff,

-v-

JAMES D. HILL,
Defendant.

* IN THE CIRCUIT COURT OF
* BALDWIN COUNTY, ALABAMA
* AT LAW
*
* NO. 4766

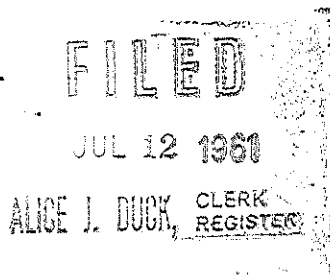
Plaintiff claims of Defendant EIGHTY SEVEN & 53/100 (\$87.53) DOLLARS, due under terms of a written contract executed by defendant on to-wit: January 2, 1960, under terms of which Defendant waived allright to exemption under the Constitution and Laws of Alabama and agreed to pay a reasonable attorney's fee in the event of default which fee plaintiff claims in the amount of TWENTY NINE & 17/100 (\$29.17) DOLLARS. Plaintiff avers that said defendant breached said contract by failure to pay as agreed and under the terms of same plaintiff declares all future payments due and payable, wherefore plaintiff sues.


MAYER W. PERLOFF,
Attorney for Plaintiff

Defendant may be served:

917 Dobson Avenue
Bay Minette, Alabama

Emp: City of Bay Minette
Street Department
Bay Minette, Alabama



SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 1766

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon James D. Hill

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

James D. Hill

, Defendant

by

Joyce Jewelry Company

, Plaintiff

Witness my hand this

12th

day of

July

19

61

Exp 7-12-61

Wm. J. Black

Clerk

No. 4766

Page

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

JOYCE JEWELRY COMPANY, a corp

vs.

Plaintiffs

JAMES D. HILL

Defendants

SUMMONS and COMPLAINT

Filed 7- 12, 19 61

Alice J. Duck, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

7/12, 19 61

Sheriff

I have executed this summons

this July 12, 1961
by leaving a copy with

James D. Hill

Sheriff claims 4 miles at

Ten Cents per mile Total \$.40

TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Taylor Wilkins Sheriff

W. A. Zeller Deputy Sheriff

D. Hill

State of Alabama

BALDWIN COUNTY

TO James D. Hill

Defendant.....:

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

JOYCE JEWELRY COMPANY, a corporation

Plaintiff.....

versus JAMES D. HILL

Defendant.....

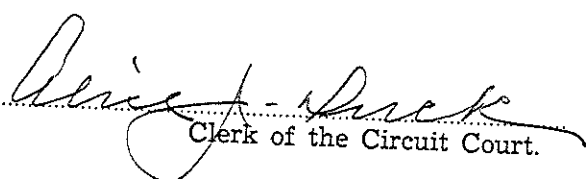
now pending in the Circuit Court of Baldwin County, Alabama, Law Side, in which.....

City of Bay Minette

has been named as Garnishee.....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 13th

day of October 1961


Clerk of the Circuit Court.

E-1-10-16-61

**NOTICE
TO DEFENDANT OF GARNISHMENT
BY
CLERK OF CIRCUIT COURT
BALDWIN COUNTY, ALABAMA
TO**

JOYCE JEWELRY COMPANY, a corp.

Plaintiff.....

VS.

JAMES D. HILL

Defendant.....

*to be served on
James D. Hill
Pray, Minette, Ala.*

Received 13 day of Oct. 1941
and on 16 day of Oct. 1941
I served a copy of the within

on James D. Hill to you

By service on _____

TAYLOR WILKINS, Sheriff
By W. D. Hill D.S.

James D. Hill

James D. Hill

JOYCE JEWELRY CO., a
corporation,

Plaintiff,

-v-

JAMES D. HILL,

Defendant.

* IN THE CIRCUIT COURT OF
* BALDWIN COUNTY,
* ALABAMA
* AT LAW
*
CASE # 4766

Personally appeared before me, the undersigned authority, MAYER W. PERLOFF, who being duly sworn, on oath says, that on the 12th day of October, 1961, of the Circuit Court of Baldwin County, JOYCE JEWELRY CO., a corporation, recovered a judgement against JAMES D. HILL, for the sum of ONE HUNDRED THIRTY & 70/100 (\$130.70) DOLLARS, besides cost of suit; that said judgement remains wholly unsatisfied and in full force and effect; that the City of Bay Minette is supposed to be indebted to or have effects of the said JAMES D. HILL in its possession or under its control, and that he believes process of Garnishment against said City of Bay Minette is necessary to obtain satisfaction of said Judgement.


MAYER W. PERLOFF

Sworn to and subscribed this
12th day of October, 1961.


NOTARY PUBLIC

FILED

OCT 12 1961

CLERK
REGISTER

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

October

TERM, 19__61

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular October Term, 19__61, of the Circuit Court of Baldwin County,
to-wit: On the 12th day of October, 19__61, being a regular day of
said term, JOYCE JEWELRY COMPANY, a corp.

recovered judgment against JAMES D. HILL

for the sum of One hundred thirty and 70/100 (\$130.70) Dollars, and cost of suit,
and affidavit having been made by Mayer W. Perloff
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

CITY OF BAY MINETTE

has or is believed to have in their possession, or under their control money
or effects belonging to said defendant James D. Hill or that they are xs, or
is believed to be indebted to said defendant James D. Hill 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
CITY OF BAY MINETTE

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 WITHIN 30) DAYS Monday in _____ A. D. 19__61,
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 their answer, or at any time intervening the time of serv-
ing the garnishment, and making the answer they were _____ indebted to said defendant
James D. Hill and whether _____ 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 they have their possession or under their control money or
effects belonging to the defendant James D. Hill

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

Witness, ALICE J. DUCK, Clerk of said Court, this 13th day of October, A. D., 19__61
Issued 13th day of October A. D., 19__61

ATTEST:

Alice J. Duck, Clerk.

E-4-10-16-61

Circuit Court, Baldwin County

No. 4766¹/₂

JOYCE JEWELRY COMPANY, a corp.

VS. } Garnishment On Judgment

JAMES D. HILL

CITY OF BAY MINETTE,
Garnishee

Issued _____ day of _____ 19____

Returnable _____ day of _____ 19____

Attorney

Printed by Moore Ptg. Co.

20 lbs served on
city of Bay Minette

Received 13 day of Oct 1941
and on 16 day of Oct 1941
I served a copy of the within Return
on City of Bay Minette
By service on Reception Committee

TAYLOR WILKINS, Sheriff
J. L. G. Street 9:30

6 mi

JOYCE JEWELRY COMPANY,
a Corporation,

Plaintiff,

VS.

JAMES D. HILL,

Defendant,

AND

CITY OF BAY MINETTE,

Garnishee.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

ANSWER OF GARNISHEE

Now comes the City of Bay Minette, a Municipal Corporation, and for answer to the writ of garnishment served on it in this cause says: That it ~~was~~^{is} indebted to said Defendant in the sum of \$ 13.20 being for wages, salary or compensation for the personal services of said Defendant who is a resident of the State of Alabama and is a laborer or employee of this Garnishee; that it is indebted to said Defendant in no other sum, either at the time of the service of said garnishment, or at the time of making this answer, or at any time intervening the service of said garnishment and making this answer; that it will not be indebted to said Defendant in the future by virtue of a contract then or now existing; nor will it be liable to the Defendant by virtue of a contract then or now existing 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; that this Garnishee has not in its possession or under its control, money or effects belonging to said Defendant; that it has no contract with said Defendant and is not liable to him in any other manner than as is hereinabove set forth.

So long as the said Defendant is employed by the Garnishee, it shall retain twenty-five percent (25%) of the wages, salaries or other compensation of the laborer or employee during such period of time as is necessary to accumulate a sum equal to the amount shown as due by the Court on the writ of garnishment, at which time

the Garnishee shall pay the same into Court; should the employment of the Defendant for any reason be terminated with the Garnishee, then the Garnishee shall not later than fifteen (15) days after the termination of such employment, report such termination to the Court and pay into Court all sums as have been withheld from the Defendant's wages, salaries or other compensation.

CITY OF BAY MINETTE,
a Municipal Corporation,

By *Sam L. Brumfield*
As its Mayor

Sworn to and subscribed before me
on this the 23 day of October, 1961.

A.R. Gromart
Notary Public, ~~Baldwin County~~, Alabama.
State of Ala. at Large

FILED

OCT 23 1961

ALICE J. DUCK, CLERK
REGISTER

JOYCE JEWELRY CO., a
corporation,

Plaintiff,

-v-

JAMES D. HILL,

Defendant.

* IN THE CIRCUIT COURT OF

8 BALDWIN COUNTY,

* ALABAMA

* AT LAW

*

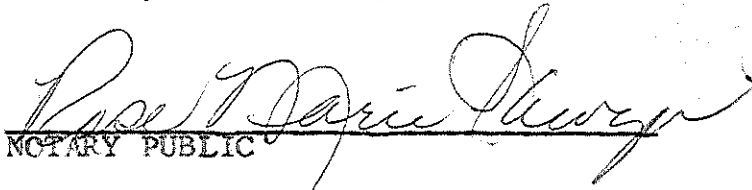
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MAYER W. PERLOFF

Sworn to and subscribed this

12th day of October, 1961.


NOTARY PUBLIC