

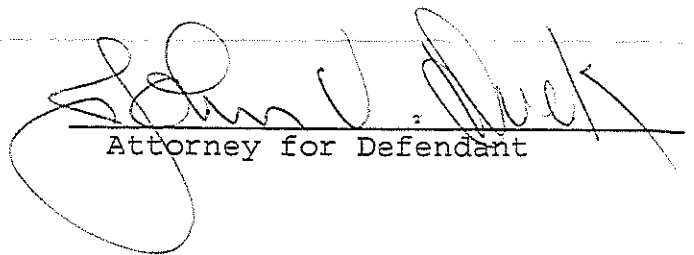
5848

MRS. HELEN STONE	)	IN THE JUSTICE COURT OF
Plaintiff	)	
-VS-	)	A. P. VAN IDERSTINE,
	)	BALDWIN COUNTY, ALABAMA
ROBERT ALDERMAN	)	
Defendant	)	

MOTION FOR APPEAL

Comes now the Defendant in the above styled cause, and files this his motion for appeal and assigns the following grounds separately and severally, viz:

1. That the decision of the Court was contrary to the evidence presented.
2. That the said cause of action failed to state the grounds for attachment sued on.
3. That the said suit failed to allege that the Defendant was in any way indebted to the Plaintiff.

  
Attorney for Defendant

**The State of Alabama,**  
Baldwin County

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned

are held and firmly bound unto Mrs Helen Stone  
in the sum of Two hundred fifty and no/100 DOLLARS,  
for the payment of which, well and truly to be made, we jointly and severally bind ourselves, our heirs,  
executors and administrators, jointly and severally. And for the payment of the above bond, we waive  
our right of exemption as to personal property, under the Constitution and Laws of the State of Alabama.

Sealed with our seals and dated this \_\_\_\_\_ day of \_\_\_\_\_ 193\_\_\_\_\_

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas a Writ of Attach-  
ment issued by A. P. Van Halberting  
at the suit of said Mrs Helen Stone against  
the estate of the above named Robert R Alderman  
returnable before the said Justice of Peace Precinct 8  
as aforesaid, at his office on the 5th day of Oct, 1933, for the  
sum of Two hundred fifty and no/100 DOLLARS,  
has been placed in the hands of Gaylord Walker, Sheriff  
in and for the said County, and has been levied by him upon the following property, to-wit:

On 1952 Two Door Hardtop  
Motor No - U 2278965

and whereas, the property has been delivered to the said \_\_\_\_\_  
Robert R Alderman on his entering into this bond.

NOW, THEREFORE, If the Defendant shall fail in said action, he or his securities shall return the  
specific property attached and above mentioned to the said Sheriff, within ten days after judgment against  
said Defendant in this suit, then this obligation to be void, otherwise to remain in full force and effect.

Taken and approved this 2 day of Oct, 1933  
Robert Alderman (L. S.)  
J. F. McCue (L. S.)  
Gaylord Walker (L. S.)

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

**Circuit Court, Baldwin County**

**REPLEVY BOND**

vs.

Taken and approved this

day of \_\_\_\_\_, 193

**STATE of ALABAMA**  
Baldwin County

Know all men by these presents, That we, Mrs Helen Stone

are held and firmly bound unto Bob (Robert) Alderman

of Baldwin County, in the sum of Two hundred + fifty \$250.<sup>00</sup>

Dollars, and costs to be paid by the said Mrs Helen Stone

heirs, executors, administrators or assigns; for which payment, well and truly to be made, we bind ourselves and each of us, and each of our heirs, executors, administrators, jointly, severally and firmly, by these presents.

Sealed with our seals and dated this 27<sup>th</sup> day of September 1963

The condition of the above obligation is such that, whereas the above bound

Mrs Helen Stone

on the day of the date hereof, hath obtained at the suit of Mrs Helen Stone

a Summons and Complaint for the recovery of personal chattels in specie against

Robert Alderman

and ask an endorsement by the Justice of the Peace, "That the Constable is required to take the property mentioned in said complaint into his possession," as required by law in such cases, which Summons and

Complaint are returnable before the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and

which endorsement is made upon the plaintiff entering into this Bond.

Now if the said plaintiff shall fail in this suit and shall pay the Defendant all such costs and damages

as Robert Alderman may sustain by reason of the wrongful

complaint in said cause, then this obligation to be void; otherwise to remain in full force and effect.

Approved this 19

day of Oct

1963

, J. P.

Mrs Helen Stone (Seal)

\_\_\_\_\_, (Seal)

\_\_\_\_\_, (Seal)

**STATE of ALABAMA**  
**Baldwin County**

Before me, \_\_\_\_\_

in and for said county personally appeared \_\_\_\_\_

who being duly sworn, deposeth and said: That the property sued for in the complaint of \_\_\_\_\_

to-wit: \_\_\_\_\_

\_\_\_\_\_ belongs to \_\_\_\_\_  
the said Plaintiff.

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

NO. \_\_\_\_\_

**Deinue Bond and Affidavit**

vs.

# The State of Alabama, {

## Baldwin County }

To the Sheriff or Any Constable of said County, Greetings:

Whereas, Mrs Helen Stone

hath complained to me, A. P. Dan Thurston, a Justice of the Peace in and for

said County, that Mr Altman at Causeway Truck Port

is justly indebted to Transport Refrigeration Service. Zone Stone

in the sum of \$126.00 Property DOLLARS,

and the said Helen Stone

having made affidavit and given bond as required by law in such cases; You are Hereby Commanded, to

one 1953 Buick 2-Door H.T. Motor 422-78965  
attach so much of the goods, furniture and effects of said Mr Altman

as will be of value to satisfy said debt and cost, according to the Complaint, and such estate unless

repleived, so to secure that the same may be liable to further proceeding thereon, to be had before me

on the 5 day of Oct 1963, when and where you

must make known how you have executed this Writ.

Witness my hand, this, the 27

day of Sept

1963

A. P. Dan Thurston

J. P.

Docket No. 4624

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

**STATE OF ALABAMA,**

Baldwin County.

JUSTICE COURT OF

Term, 193 \_\_\_\_\_

**ATTACHMENT WRIT**

Helen Stone

Plaintiff.

vs

Mr. Altman

Defendant.

Issued \_\_\_\_\_ day of \_\_\_\_\_, 193 \_\_\_\_\_

J. P. \_\_\_\_\_

Ten Cents per mile Total \$ 6.00

TAYLOR WILKINS, Sheriff

BY Fred A. Herbert  
DEPUTY SHERIFF

This is to certify that the \_\_\_\_\_  
upon which this Attachment is based, contains a  
waiving of the right of Defendant to claim per-  
sonal property as exempt to him under the  
Constitution and Laws of the State of Alabama,

Witness my hand this \_\_\_\_\_ day of

193 \_\_\_\_\_

J. P. \_\_\_\_\_

Executed the within writ by levying upon the  
following property, as the property of within  
named Defendant, to-wit 1-1953

Buick - 1942 #42278965  
and stored within described  
property at Wilson's  
Pine Station at  
Spanish Fort, Ala.

Taylor Wilkins, Sheriff  
Fred Herbert, D.S.

(Caution)  
Writ made 10/2/63 by  
Robert Alderman, J. McCreary, Cliff  
and notice given Defendant as required by law.

This 27th day of Sept, 1963