

SEARS, ROEBUCK & CO.,

Plaintiff

vs

MORGAN SIMMON,

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO.

5854

C O M P L A I N T

Count I

The plaintiff claims of the defendant the following personal property: One (1) Kenmore Gas Range, Stock Number 1714-C, with the value of the hire or use thereof during the detention, from the 23rd day of February, 1963.

Count II

The plaintiff claims of the defendant the following personal property: One (1) ColdSpot Refrigerator, Catalog Number R-12-A, with the value of the hire or use thereof during the detention from, to-wit, the 5th day of May, 1963.

Count III

The plaintiff claims of the defendant the following personal property: One (1) Kenmore Automatic Washer, Catalog Number 1451, with the value of the hire or use thereof during the detention from to-wit, the 29th day of May, 1963.

ALONZO, REID & ALONZO

BY:

T. Dwight Reid
T. DWIGHT REID

Attorney for Plaintiff

405 VanAntwerp Building

SERVE DEFENDANT AT:
405 Grant Avenue
Fairhope, Alabama

#5854

THE STATE OF ALABAMA,
Baldwin ~~Mobile~~ County

DETINUE BOND AND AFFIDAVIT.

KNOW ALL MEN BY THESE PRESENTS, That We, ~~National Surety Co.~~
~~and~~ Sears, Roebuck & Company, Inc., as Principal, and National Surety Corporation,
as Surety

are held and firmly bound unto Morgan Sirmon
his heirs, executors and administrators, in the
sum of Six Hundred Forty Seven and 80/100 (\$647.80) Dollars, for
the payment of which, we bind ourselves, our and each of our heirs, executors, and administrators, jointly
and severally, firmly by these presents.

Sealed with our seals and dated this 6th day of December, A. D. 1963

The Condition of the above Obligation is such, That whereas the above bounden
~~National Surety Co.~~ Sears, Roebuck & Co., Inc. has, on
the 4th day of December, 1963, sued out from the office of the
Baldwin
Clerk of the Circuit Court of Mobile, in the State of Alabama, a Writ of Detinue, returnable to the present
Baldwin
term of said Circuit Court of Mobile against the said Morgan Sirmon

for the recovery of the following property.
to-wit: One (1) Kenmore Gas Range, Stock # 1714-C
One (1) Cold Spot Refrigerator, Catalor # R-12-A
One (1) Kenmore Automatic Washer, Catalog # 1451

NOW, if the said Sears, Roebuck & Co. shall fail
in said suit, and shall pay to the said Morgan Sirmon,
the defendant in said writ all such costs and damages as he may sustain by the wrongful suing out of said
Writ of Detinue, then this obligation to be void, otherwise to remain in full force and benefit.

(Seal)

SEARS, ROEBUCK & COMPANY, INC. (Seal)

By D. B. Hines (Seal)

Sears, Roebuck & Co., Inc.
by D. B. Hines, Credit Manager
NATIONAL SURETY CORPORATION

By E. S. Jenkins
Attorney in Fact

Approved
12-9-63
Arling Allen
Clerk

DETINUE AFFIDAVIT

PERSONALLY appeared before me, Thompson Reed Justice of the Peace,
~~John B. Mander~~ the clerk of the Circuit Court of Middle County,
 D. B. Hinds

Seers Roebuck & Co., Inc.

Kennore Automatic Washer

belongs to ~~Seers~~ Postnuk & Co., Inc

Sworn to and subscribed the 5th day
of November, 1963, before me

and subscribed the 572 day
London, 1963, before me.
for my self: R. W. [illegible]

[Signature]

CIRCUIT COURT
BALDWIN
MOBILE COUNTY

VS. } Detinue Affidavit
and Bond

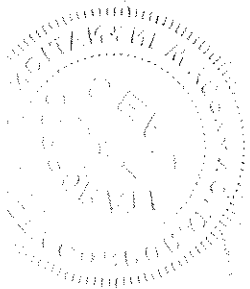
FILED

DEC 5 1963

Filed ALICE L. DUCK day CLERK of REGISTER 1919

Clerk Circuit Court, ~~Alamogordo~~ County
Baldwin

Attorney



The State of Alabama, }
Baldwin County

CIRCUIT COURT

No. 5854

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To Any Sheriff of the State of Alabama—Greetings:

You Are Hereby Commanded to Summon MORGAN SIMON

to appear within thirty days from the service of this writ, in the Circuit Court to be held for said County

at the place of holding the same, then and there to answer the complaint of

SEARS, ROEBUCK & COMPANY

Witness my hand this 9th day of December 1963

Alice J. Luck, Clerk

COMPLAINT

Plaintiff

Versus

Defendant

The plaintiff claims of the defendant the following personal property, to-wit:

with the value of the hire or use thereof during the detention, to-wit:

from 19, to 19

Plaintiff's Attorney.

State of Alabama

Baldwin County

CIRCUIT COURT

SEARS, ROEBUCK & CO.

Plaintiff

VS.

MORGAN SIMMON

405 Grant Ave
Fhope

Defendant

Detinue Summons and Complaint

Filed December 9, 1963

Alice J. Duck, Clerk

Alonzo W. Reid

Plaintiff's Attorney

Defendant's Attorney

To the Sheriff of said County:

Whereas, the Plaintiff in the within stated cause has made affidavit and given bond as required by law you are hereby required to take the property mentioned in Complaint into your possession unless the Defendant gives bond payable to the Plaintiff with sufficient surety in double the amount of the value of the property, with condition that if the Defendant is cast in the suit he will within thirty days thereafter, deliver the property to the Plaintiff, and pay all damages and costs which may accrue from the detention thereof.

Alice J. Duck Clerk

Defendant lives at

Received in office

December 9, 1963

, Sheriff

I have executed this summons

this *17th day of Dec*, 1963
by leaving a copy with

Morgan Simmon

Sheriff claims *70* miles at

Ten Cents per mile Total \$ *7.00*

TAYLOR WILKINS, Sheriff

BY *Red Seibert*
DEPUTY SHERIFF

Taylor Wilkins, Sheriff

Red Seibert, Deputy Sheriff

Fhope Printed by Moore Printing Co.

No Property Found

Sears, Roebuck
has already picked
up within discribed
9/10 shell saw the
I hope

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Plaintiff

vs

MORGAN SIMMON,

Defendant

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ALONZO, REID & ALONZO

BY: T. Dwight Reid
T. DWIGHT REID
Attorney for Plaintiff
405 VanAntwerp Building

SERVE DEFENDANT AT:
405 Grant Avenue
Fairhope, Alabama

FILED

DEC 9 1963

ALICE J. DUCK, CLERK
REGISTER

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