

HUGH M. CAFFEY, JR.

ATTORNEY AT LAW

BREWTON, ALABAMA 36426

AREA CODE 205
PHONE 867-6041

November 24, 1964

P. O. BOX 832

6321

Mrs. Alice Duck, Clerk
Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

I am enclosing a Detinue Affidavit and Bond in the case of Donnie F. Rolin vs. Clyde Milstead. You will note that the bond has the endorsement by J. F. Vickery to provide that he would approve the same if presented in this County.

The Defendant resides in the Lottie Community and the trailer sought to be recovered is located at Defendant's home.

If the Defendant fails to post bond for five days I would appreciate being so advised so that we might post the necessary bond and at that time arrange to pick up the trailer.

With best regards, I am,

Yours very truly,

Hugh M. Caffey, Jr.
Hugh M. Caffey, Jr.

HMC JR./mca

HUGH M. CAFFEY, JR.

ATTORNEY AT LAW

BREWTON, ALABAMA 36426

AREA CODE 205
PHONE 867-6041

January 25, 1965

P. O. BOX 832

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

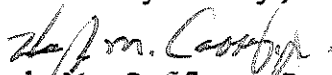
RE: Mrs. Donnie F. Rolin
VS: Clyde Milstead

Dear Mrs. Duck:

In view of the fact that the property sued for has been placed with Mrs. Rolin I would be agreeable for the bench note to read "Settled between the parties". I see no necessity for entering formal judgment.

With best regards, I am,

Yours very truly,


Hugh M. Caffey, Jr.

HMC JR./mca

The State of Alabama, Escambia County

BALDWIN
THE CIRCUIT COURT OF ESCAMBIA COUNTY

To Any Sheriff of the State of Alabama—Greeting:

You are hereby commanded to summon.....Clyde Milstead, Star Rt. A.,
Box 83, Atmore, Alabama (Lottie)

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 Mrs. Donnie F. Rolin.....

Witness my hand this 25 day of November, 1964.....

Code 1940 Tit. 7, Sec. 183, 184.

W. J. French
Ex-Officio Clerk.

IF THE DEFENDANT FAILS TO APPEAR AND PLEAD, OR DEMUR WITHIN THIRTY DAYS AFTER SERVICE THE
PLAINTIFF MAY TAKE JUDGEMENT BY DEFAULT.

COMPLAINT

6321

Mrs. Donnie F. Rolin	} VS. {	
formerly Donnie F.		Clyde Milstead
Milstead		
Plaintiff		Defendant

The Plaintiff.....claim of the Defendant..... the following personal property—to wit:

One (1) 28 foot 1954 Model Magnolia Mobilehome, Green,
Serial No. 54281215.

with the value of the hire or use thereof during the detention—to wit, from the 1st day of
October, 1964.....

FILED
NOV 25 1964

ALICE L. DUCK, CLERK
REGISTER

Hugh M. Caffey Jr., Plaintiff's Attorney.

Received this 25 day of Nov, 1964
_____, Sheriff

Executed this 1 day of Dec, 1964
by leaving a copy of the within Summons and
Complaint with

Clyde Milstead

Defendant

Taylor Williams
W. A. Tolbert Sheriff.

Attached one 28 Foot
1954 Model Magnolia
Mobilehome, Green
Serial No. 54281215
Pty. made bond
12/17/64 By. Donnie
F. Rolin & L. Dandy
C. D. Robinson. Property
released to Pty.
Sheriff claims 40 miles at
Ten Cents per mile Total \$ 4
TAYLOR WILLIAMS, Sheriff
BY Tolbert
DEPUTY SHERIFF

6321

The State of Alabama,
BALDWIN
ESCAMBIA COUNTY

THE CIRCUIT COURT OF
ESCAMBIA COUNTY

Mrs. Donnie F. Rolin

Plaintiff

vs.
Clyde Milstead

Defendant

Summons and Complaint
in Detinue

Filed this FILED day of
NOV. 25 1964, 1964

ALICE L. DUCK, CLERK, Ex-Officio Clerk.
REGISTER

Plaintiff's Attorney.

The State of Alabama,
Baldwin
ESCAMBIA COUNTY

To the Sheriff of Baldwin County:

Whereas, the Plaintiff..... in the within
stated cause has..... made affidavit and given
bond as required by law, you are hereby re-
quired to take the property mentioned in the
complaint into your possession, unless the
Defendant..... give S. 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 prop-
erty to the Plaintiff....., and pay all costs
and damages which may accrue from the de-
tention thereof.

Alice J. Duck
Ex-Officio Clerk.

DETINUE BOND

THE STATE OF ALABAMA, ~~INDEXED~~ BALDWIN COUNTY
CIRCUIT COURT

Know all Men by these Presents, That we, Donnie Faye Milstead who is the same person as Donnie F. Rolin and the undersigned as surety are held and firmly bound unto Clyde Milstead in the sum of Two Hundred - fifty and No/100 ----- Dollars, for which payment, well and truly to be made, we bind ourselves and each of us, our and each of our heirs, executors, and administrators, jointly and severally, firmly by these presents.

Sealed with our seals, and dated this 18 day of November, 19 64

The Condition of the above Obligation is such, That whereas, the above bound Donnie F. Rolin ha. S. this day commenced suit in the Circuit Court of Baldwin County, against the said for the recovery of the following property, to wit:

One (1) 28 foot 1954 Model Magnolia Mobilehome, Green,
Serial No. 54281215.

and having made affidavit that the property sued for belongs to her and entering into this bond, has obtained an order requiring any Sheriff of the State aforesaid to take the said property sued for into his possession:

Now, if the said Donnie F. Rolin shall fail on said suit, and pay the Defendant all such costs and damages as he may sustain by the wrongful complaint, then this obligation to be void; otherwise to remain in full force and effect.

x Donnie Faye Milstead (L. S.)
E. J. Milstead (L. S.)
R. L. Gandy (L. S.)
(L. S.)

Approved this 25 day of November, 19 64

Cliff L. French, Clerk.

AFFIDAVIT IN DETINUE

THE STATE OF ALABAMA, ESCAMBIA COUNTY

Before me, Hugh M. Caffey, Jr., a Notary Public in and for the State and County aforesaid personally appeared Donnie Faye Milstead who is the same person as Donnie F. Rolin

having been by me duly sworn, deposes and says that the following property, to wit:

One (1) 28 foot 1954 model Magnolia Mobilehome, Green, Serial No. 54281215.

for the recovery of which S. he ha. S. instituted suit this day in the Circuit Court of Baldwin County against Clyde Milstead

is the property of Donnie Faye Milstead, the affiant.

Sworn to and subscribed before me this 18th day of November, 19 64

[Signature]

No. 6321

The State of Alabama,

CIRCUIT COURT

County,

To

AFFIDAVIT AND BOND IN DETINUE

Filled 18th day of November, 19 64

[Signature], Clerk

396

J. E. Vickery, Clerk
Circuit Court

This is to certify that the foregoing bond would be honored upon presentation to me in Escambia County, Alabama, This the 23rd day of November, 1964.

The State of Alabama,**Baldwin** COUNTY.

CIRCUIT COURT.

Know all men by these presents, that we, Mrs. Donnie F. Rolin
are held and firmly bound unto Clyde Milstead

in the sum of One Thousand and no/100 (\$1,000.00) Dollars,
for which payment, well and truly to be made, we bind ourselves, our heirs, executors and administra-
tors, jointly and severally, firmly by these presents.

Sealed with our seals, and dated this 9th day of December 1964.

The Condition of this Obligation is such, that whereas, the above named

Donnie F. Rolin commenced an action of Detinue against the said
Clyde Milstead by issuing writ in detinue, from the Circuit Court of said
County, on the 25th day of November 1964 by which
together with the endorsement thereon, any Sheriff of the State of Alabama, was commanded to take
into his possession the following described property, to wit:

One (1) 1954 Magnolia 28' X 8' House Trailer,

Serial No. 54281215

which said writ was, on the 1st day of December 1964, placed
in the hands of Taylor Wilkins Sheriff of said County, for due
execution thereof, and which said writ said Taylor Wilkins
Sheriff as aforesaid, executed according to its mandates, by taking possession of the following proper-
ty, to-wit:

One (1) 1954 Magnolia 28' X 8' House Trailer,

Serial No. 54281215

and whereas the said Clyde Milstead

Defendant in said suit has failed and neglected,

for the space of five days from the taking into possession of said property by said Taylor
Wilkins Sheriff aforesaid, to give bond and take possession of said property, as authorized by
law.

Now, therefore, if the said Donnie F. Rolin

Plaintiff in said suit, shall deliver the above described property to the said

Clyde Milstead

Defendant in said suit, within thirty days after judgment together with damages for the detention of
property and cost of suit, in case she shall fail to recover the same in her suit, then and
in that event this obligation to be void, otherwise to remain in full force and effect.

x Donnie F. Rolin (L. S.)

x P. I. Gandy (L. S.)

x E. S. Robinson (L. S.)

x (L. S.)

Approved this 9th day of December 1964

[Signature] Sheriff.

I, G. S. Byrne, Sheriff of Escambia County, Alabama, hereby
certify that the foregoing bond would be approved by me
upon presentation to me in this County/

This 7 day of December, 1964.

[Signature]
G. S. BYRNE,

No.

The State of Alabama,

COUNTY.

CIRCUIT COURT.

Plaintiff.

vs.

Defendant.

PLAINTIFF'S REPLEVY BOND IN
ACTION OF DETINUE.

Filed this day of

196

Clerk.