

FIRST NATIONAL BANK OF BAY MINETTE,	)	
A National Banking Association,	)	
	)	IN THE CIRCUIT COURT OF
Plaintiff,	)	
vs.	)	BALDWIN COUNTY, ALABAMA
	)	
ROIL HADLEY,	)	
	)	LAW SIDE
Defendant.	)	6522

COUNT ONE:

The Plaintiff claims of the Defendant the following described personal property, to-wit:

8 Head mixed Range type cattle  
18 Head mixed Hogs

with the value of the hire or use thereof during the detention, to-wit, from March 7, 1965.

COUNT TWO:

The Plaintiff claims of the Defendant, the sum of ONE THOUSAND ONE HUNDRED SIXTY EIGHT AND NO/100 DOLLARS (\$1,168.00), due by Promissory Note made by him on December 7, 1964, and payable on March 7, 1965, together with interest from date at the rate of eight percent (8%) per annum.

Plaintiff further alleges that in and by the terms of said note, the Defendant waived all rights of homestead under the Laws of the State of Alabama, and Plaintiff claims the benefit of said waiver.

Plaintiff further alleges that in and by the terms of said note the Defendant agreed to pay all costs of collection, including a reasonable attorney's fee, and Plaintiff claims the further and additional sum of ONE HUNDRED SIXTY AND NO/100 DOLLARS (\$160.00) as a reasonable attorney's fee in the premises.

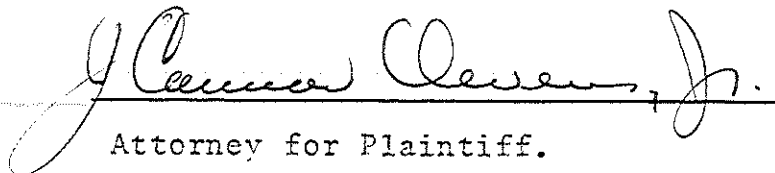
COUNT THREE:

The Plaintiff claims of the Defendant, the sum of EIGHTY ONE AND 75/100 DOLLARS (\$81.75), the balance due by Promissory Note made by him on July 25, 1964, and payable in 4 installments,

commencing on the 25th day of August, 1964, with interest thereon from December 25, 1964, at the rate of 8% per annum; Plaintiff further alleges that in and by the terms of said note the failure to pay any installment accelerated the balance due under said note, and that said Defendant defaulted in his obligation to pay the installments as set out hereinabove.

Plaintiff further alleges that in and by the terms of said note, the Defendant waived all rights of homestead under the Laws of the State of Alabama, and Plaintiff claims the benefit of said waiver.

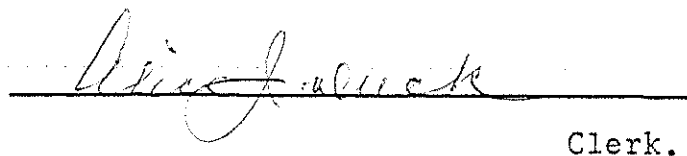
Plaintiff further alleges that in and by the terms of said note the Defendant agreed to pay all costs of collection, including a reasonable attorney's fee, and Plaintiff claims the further and additional sum of TWENTY FIVE AND NO/100 DOLLARS (\$25.00) as a reasonable attorney's fee in the premises.

  
Attorney for Plaintiff.

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.

FILED  
MAY 19 1965  
ALICE J. DUCK, CLERK  
REGISTER

  
Clerk.

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

STATE OF ALABAMA  
BALDWIN COUNTY

Circuit Court, Baldwin County

No.....

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon ROIL HADLEY

PERDIDO, ALABAMA

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.....

Roil Hadley

....., Defendant.....

by First National Bank of Bay Minette

..... Plaintiff.....

Witness my hand this.....19th.....day of.....May.....19..65.

Miss Frances Clerk

EX-5-21-65

No Property Found

No. 6522

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

FIRST NATIONAL BANK OF BAY  
MINETTE, a national banking  
association,

Plaintiffs

vs.

ROLL HADLEY

Defendants

SUMMONS AND COMPLAINT

Filed ..... 19.....

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at  
PERDIDO, ALABAMA

Received In Office

May 19 1965

Sheriff

I have executed this summons

this May 21 1965  
by leaving a copy with

Roll Hadley

No Property  
Found

Sheriff claims 26 miles at  
Ten Cents per mile Total \$2.60

TAYLOR WILKINS, Sheriff  
BY W. A. Tolbert  
DEPUTY SHERIFF

Taylor Wilkins Sheriff  
W. A. Tolbert Deputy Sheriff  
Perdido

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

BALDWIN COUNTY

Before me, Alice L. Miller, a Notary Public in and for said County, personally appeared W. M. Kelly who being by me duly sworn deposes and says that the property sued for in the complaint of First National Bank of Bay Minette, vs. Roil Hadley filed in said Court, to-wit:

8 Head mixed Range type cattle

18 Head mixed hogs

belongs to First National Bank of Bay Minette, the plaintiff.

Sworn to and subscribed before me this 19th

day of May, 19 65

Notary Public

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, That we, First National Bank of Bay Minette, Principal, and Fidelity & Deposit Company of Maryland, Sureties, are held and firmly bound unto Roil Hadley, his heirs, executors and administrators in the sum of FORTY AND NO/100 Dollars, for the payment of which we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated the 19th day of May, 19 65

The condition of the above obligation is such that whereas, the above bound First National Bank of Bay Minette has on the 19th day of May, 19 65 sued out a writ of detinue in the Circuit Court of Baldwin County, returnable to the said Circuit Court against the said Roil Hadley for the recovery of the following described property, to-wit:

8 Head mixed range type cattle

18 Head mixed hogs

Now, if the said First National Bank of Bay Minette shall fail in said suit and shall pay to the said Roil Hadley, the defendant in said suit, 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.

Taken and approved this 19th day of May, 1965 By: First National Bank of Bay Minette (SEAL)

FIDELITY & DEPOSIT COMPANY OF MARYLAND

BY: