

STATE OF ALABAMA

BALDWIN COUNTY

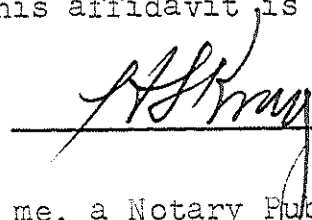
Before me, FABRICE G. MALLORY, a Notary Public in and for said County in said State, personally appeared H. L. King, Executive Vice President of the State Bank of Elberta, Elberta, Alabama, a State Banking Corporation, who being by me duly sworn, deposes and saith:

That the State Bank of Elberta, Elberta, Alabama, is the owner of and rightly entitled to possession of the following described personal property under and by virtue of a Chattel Mortgage dated the 2nd day of August, 1954, and payable on August 15, 1954, there being now due the principal amount of Six Thousand Dollars (\$6,000.00) on said note, with interest at the rate of six per cent (6%) per annum from the 10th day of November, 1955, viz:-

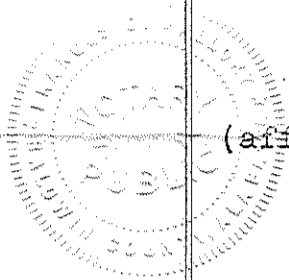
One 1942 GMC 2½ Ton Truck, Motor #1608-101971;  
One 1953 Ford Pickup Truck, ½ Ton, Motor #F10R3M15264;  
One 1948 Ford Tractor Truck, Motor #88EQ23232½;  
One 1952 Ford Tractor Truck, Motor #F8K-2AT17095;  
One 1952 GMC 1½ Ton Truck, Motor #A248171857;  
Two "Nabors" Semi-trailors;  
One "254" Dorsey Tandem Trailer;  
One 1952 Ford, Farm Type, Tractor, Serial #M8N470095;  
One 1952 Ford Tractor Truck, Motor #K2AT-24191;  
Two Link-Belt Speeder Cranes, Models YC-9X;  
One Creosoting Cylinder, 35 feet by 6½ feet, and equipment;  
One Pole Peeling Machine, and motors and equipment therewith;  
All Steel Storage Tanks and auxiliary equipment;  
One Planer Unit and auxiliary equipment;  
One steel Steam Boiler and one Cross-Arm machine;  
All inventory of treated and untreated poles, piling, cross arms, fence posts, lumber, creosote oil, and all other material whether described or not incident to our operation: said inventory to be kept at an average dollar value of \$15,000.00, any variation not to exceed 10%. Mortgagor agrees to furnish a detailed list of inventory monthly during the life of this loan.

Affiant states that this Chattel Mortgage is filed in the office of the Judge of Probate of Baldwin County, Alabama, and is recorded in Mortgage Book 239, Page 461.

Affiant further states that the Chattel Mortgage Note above referred to gives the State Bank of Elberta, Elberta, Alabama, as owner thereof, full right and authority to the possession of the property for the purpose of selling in accordance with the terms thereof, and upon this authority, this affidavit is based.



the 19<sup>th</sup> day of January, 1956.



(affix Seal)

*Frances E. Malloy*  
Notary Public, Baldwin County  
State of Alabama

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS:- That the STATE BANK OF ELBERTA, Elberta, Alabama, a State Banking Corporation, as Principal, and H. L. KING, as Surety, are held and firmly bound unto ALABAMA WOOD PERSERVING COMPANY, INC., in the sum of Two Hundred Fifty Dollars (\$250.00), to be paid to the said Alabama Wood Perserving Company, Inc., its successors or assigns; 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, successors and assigns, jointly and severally, and firmly by these presents.

Sealed with our seals, and dated this \_\_\_\_\_ day of January, 1956.

The condition of the above obligation is such, that whereas, the above bound STATE BANK OF ELBERTA, Elberta, Alabama, a State Banking Corporation, on the day of the date hereof hath obtained at the suit of the STATE BANK OF ELBERTA, Elberta, Alabama, a State Banking Corporation, vs. ALABAMA WOOD PERSERVING COMPANY, INC., a Summons and Complaint for recovery of personal property in specie against said Defendant and asks an endorsement by the Clerk of this Court "That the Sheriff 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 to the next term of the Circuit Court of Baldwin for said County, and which said 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 it may sustain by reason of the wrongful complaint in said case, then this obligation is to be void, otherwise to remain in full force and effect.

STATE BANK OF ELBERTA, Elberta, Alabama,  
A State Banking Corporation,

Approved this 26<sup>th</sup>  
day of January, 1956.

By [Signature] SEAL  
Executive Vice President, as Principal

[Signature] SEAL  
As Surety

[Signature]  
Clerk

STATE OF ALABAMA     )  
BALDWIN COUNTY     ) . . . . IN THE CIRCUIT COURT . . LAW SIDE . .

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:-

You are hereby commanded to summon Alabama Wood Preserving Company, Inc., a corporation, to appear before the Circuit Court of Baldwin County in and for said County, at the place of holding same, within thirty (30) days from the service of this summons and complaint, then and there to demurr to or to plead to the complaint of the State Bank of Elberta, Elberta, Alabama.

You are hereby commanded to execute this process instantler and make return as required by law.

WITNESS my hand this 26 day of January, 1956.

*W. A. Duck*  
Clerk

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- COMPLAINT -

STATE BANK OF ELBERTA  
Elberta, Alabama, a  
Corporation,

Plaintiff,

-vs-

ALABAMA WOOD PRESERVING COMPANY,  
INC., a corporation, and  
T. L. TRAWICK,

Defendants,

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
LAW SIDE

COUNT I

The Plaintiff claims of the Defendant, Alabama Wood Preserving Company, Inc., a corporation, the following described personal property to-wit:

One 1942 GMC 2½ ton truck, motor # 1608-101971  
One 1953 Ford Pickup truck, ½ ton, motor #F10R3M15264  
One 1948 Ford Tractor Truck, motor #88EQ23232  
One 1952 Ford Tractor Truck, motor #F8K-2AT17095  
One 1952 GMC 1½ ton truckm motor #A248171857  
Two "Nabors" Semi-trailors.  
One "254" Dorsey Tandem Trailer  
One 1952 Ford, farm type, tractor, serial #M8N470095  
One 1952 Ford Tractor truckm motor #K2AT-24191  
Two Link-Belt Speeder Cranes, Models YC-9X  
One Creosoting Cylinder, 35 feet by 6½ feet, and equipment.

One Pole Peeling Machine, and motors and equipment  
therewith  
One Steel Steam Boiler and auxiliary equipment  
One Cross-Arm Machine, and motors and equipment  
therewith  
All Steel Storage Tanks and auxiliary equipment  
One Planer Unit and auxiliary equipment

All inventory of treated and untreated poles,  
piling, cross arms, fence posts, lumber and creosote oil.

with the value of the use thereof during the detention.

COUNT II

The Plaintiff claims of the Defendants, Alabama Wood Preserving Company, Inc., a corporation, and T. L. Trawick, Six Thousand Dollars (\$6,000.00) due by Chattel Mortgage Note made by Alabama Wood Preserving Company, Inc., a corporation, personally endorsed by T. L. Trawick, on the 2nd day of August, 1954, and due and payable on the 15th day of August, 1954, with interest at the rate of six percent (6%) per annum from November 10th, 1955.

The Plaintiff avers that in and by the terms of said note, the Defendants agreed to pay all costs of collecting or securing, or attempting to collect or secure said note, including a reasonable attorney's fee, and the Plaintiff further claims of the Defendants, the further and additional sum of Seven Hundred Fifty Dollars (\$750.00) as such reasonable attorney's fee.

  
Attorney for plaintiff

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STATE OF ALABAMA

BALDWIN COUNTY

TO THE SHERIFF OF SAID COUNTY, GREETINGS:-

The Plaintiff having given Bond and made Affidavit as required by law, you are hereby required to take the property mentioned in the complaint into your possession, unless the Defendant, the Alabama Wood Preserving Company, Inc., a corporation, gives Bond payable to the Plaintiff, with security double the value of the property, conditioned that if the

Defendant, the Alabama Wood Preserving Company, Inc., a corporation, is cast in the suit, it will, within thirty (30) days thereafter, deliver the property to the Plaintiff, and pay all costs and damages which may accrue from the detention thereof.

WITNESS my hand this 26 day of January, 1956.

*Alfred Duck*  
Clerk

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Executed by serving a copy of the within summons and complaint on the Defendants this 26 day of January, 1956.

*Taylor Wilkins*  
Sheriff

Further executed by taking into my possession and storing property described within.

This 26 day of January, 1956.

*Taylor Wilkins*  
Sheriff