

GUARDIAN DISCOUNT COMPANY,
a corporation,

Plaintiff

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY,

VS:

) ALABAMA

JOEL H. MILLER and INA FAYE
MILLER, Jointly and Individ-
ually,

) AT LAW

)

Defendants

) CASE NO. 2095

Plaintiff claims of the defendants, jointly and
individually, the following described personal property, viz:

One 1964 Ford Galaxie 500, 2 dr, H.T., Serial No.
4A66X-142093 automobile
One Danish Modern Sofa w/2 matching chairs (Beige)
One Table Radio
One Floorlamp
One Green Chair
Two Table Lamps
One Portable Silvertone 17" T. V.
Two Blonde End Tables
One Blonde Coffee Table
One Small Console Stereo
One Blonde Desk w/matching Chair
One Brown & White Dinette w/4 matching Chairs
One Electric Washing Machine Kenmore
One Crosley Refrigerator
One Walnut Bedroom Suite (Bed w/springs & mattress,
chest, and triple dresser w/large mirror)
One Night Stand
One G. E. Air Conditioner
One Kenmore Vacuum Cleaner
Three 9 x 12 Rugs
One Baby Bed

with the value of the use thereof during the detention, viz:
from, to-wit, May 16, 1966, said above described property
being the property of the plaintiff.

FILED

AUG 1966

ALICE J. DICK, CLERK
REGISTER

B. F. Stokes, III

B. F. STOKES, III
Attorney for Plaintiff

Serve the defendants at Box 203, Silver Hill, Alabama.
~~Defendant Joel H. Miller may be served c/o his employment,
Vanity Fair, Anniston, Alabama. Defendant Ina Faye Miller may
also be served c/o her employment, First National Bank,
Fairhope, Alabama.~~ The defendants' residence is located
just East of the Evangelical Church, Silver Hill, Alabama.
This is the third house on the right hand side beyond said
Church. Defendant Joel H. Miller may also be served c/o
employment, Vanity Fair, Robertsedale, Alabama. Defendant
Ina Faye Miller may also be served c/o her employment, First
National Bank, Fairhope, Alabama.

DETINUE SUMMONS AND COMPLAINT

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT

No. 7095

19

To Any Sheriff of the State of Alabama:

You Are Hereby Commanded to Summon JOEL H. MILLER, and INA FAYE MILLER,

Jointly & Individually

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 _____

Guardian Discount Company, a Corporation,

Witness my hand this 2nd day of August 1966

Alice J. Week, 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.

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT

GUARDIAN DISCOUNT COMPANY,
A Corp. Plaintiff.

VS.

JOEL H. MILLER & INA FAYE MILLER,
Jointly & Individually
Defendant.

DETINUE SUMMONS AND COMPLAINT

Filed August 2, 1966

Alice J. Duck, Clerk.

Gibbons & Stokes - P.O. Box 293
Mobile, Alabama 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.

Executed by takeing in possession

the with-in mention property
and geting a bailee receipt.

Aug 3, 1966

Taylor Wilkins Sheriff

By *Charles Childers*

Asin hills
Def. failed to make bond
within first 5 days. Def. failed
to make bond in next 5 days.
Property was turned back to
Def.

Defendant lives at

RECEIVED
Received in office

AUG 2 1966

TAYLOR WILKINS
SHERIFF

Sheriff.

I have executed this summons

this *Aug 3*, 19*66*
by leaving a copy with

Joel H. Miller.
Ina Faye Miller

Sheriff claims *120* miles at
12.00
TAYLOR WILKINS, Sheriff
by *Childers*
DEPUTY SHERIFF

Taylor Wilkins Sheriff
Childers Deputy Sheriff

63

7095

THE STATE OF ALABAMA
BALDWIN ~~MOBILE~~ COUNTY.

DETINUE BOND AND AFFIDAVIT.

KNOW ALL MEN BY THESE PRESENTS, That We, GUARDIAN DISCOUNT COMPANY, a
corporation, as Principal, and FIDELITY & DEPOSIT COMPANY OF MARYLAND,
as Surety

are held and firmly bound unto JOEL H. MILLER and INA FAYE MILLER
their heirs, executors and administrators, in the
sum of THREE THOUSAND AND NO/100THS (\$3,000.00) 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 1st day of August, A. D. 1966

The Condition of the above Obligation is such, That whereas the above bounden

GUARDIAN DISCOUNT COMPANY has, on
the 1st day of August 1966, 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 JOEL H. MILLER and INA FAYE MILLER

for the recovery of the following property.

to-wit One 1964 model Ford Galaxie 500, 2 dr, H.T., Serial No. 4A66X-142093;
1 Danish Modern Sofa w/2 matching chairs (beige); 1 Table Radio; 1
Floorlamp; 1 Green Chair; 2 Table Lamps; 1 Portable Silvertone 17" T.V.;
2 Blonde End Tables; 1 Blonde Coffee Table; 1 Small Console Stereo;
1 Blonde Desk w/matching chair; 1 Brown & White Dinette w/4 matching
chairs; 1 Electric Washing Machine Kenmore; 1 Crosley Refrigerator;
1 Walnut Bedroom Suite (bed w/springs & mattress, chest & triple dresser
w/large mirror); 1 Night Stand; 1 G.E. Air Conditioner; 1 Kenmore Vacuum
Cleaner; 3 - 9 x 12 Rugs; 1 Baby Bed.

NOW, if the said GUARDIAN DISCOUNT COMPANY shall fail
in said suit, and shall pay to the said JOEL H. MILLER and INA FAYE MILLER
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.

GUARDIAN DISCOUNT COMPANY
BY: [Signature] (Seal)

FIDELITY & DEPOSIT COMPANY OF MARYLAND (Seal)

BY: [Signature] (Seal)

Approved 8-2-66
Filed
Clerk

AUG 2 1966

MADE I. DICK, CLERK
REGISTERED

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

DETINUE AFFIDAVIT

NOTARY PUBLIC

PERSONALLY appeared before me, ~~JOSEPH M. STALLWORTH, Notary Public for Mobile County~~
J. F. STALLWORTH

who, being duly sworn deposes and says, that the property sued for in the complaint of

GUARDIAN DISCOUNT COMPANY

One 1964 model Ford Galaxie 500, 2 dr, H.T. Serial No. 4A66X-142093;
to-wit: 1 Danish Modern Sofa w/2 matching chairs (Beige); 1 Table Radio; 1 Floorlamp;
1 Green Chair; 2 Table Lamps; 1 Portable Silvertone 17" T.V.; 2 Blonde
End Tables; 1 Blonde Coffee Table; 1 Small Console Stereo; 1 Blonde Desk
w/matching chair; 1 Brown & White Dinette w/4 matching chairs; 1 Electric
Washing Machine Kenmore; 1 Crosley Refrigerator; 1 Walnut Bedroom Suite (Bed
w/springs & mattress, chest & triple dresser w/large mirror); 1 Night Stand;
1 G.E. Air Conditioner; 1 Kenmore Vacuum Cleaner; 3- 9x12 Rugs & 1 Baby Bed.
belongs to GUARDIAN DISCOUNT COMPANY the said Plaintiff.

Sworn to and subscribed the 1st day
of August, 1966, before me.

Emice L. Paguet Clerk

NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

J. F. Stallworth

No. _____

CIRCUIT COURT

~~MOBILE~~ COUNTY

BALDWIN

GUARDIAN DISCOUNT COMPANY, a
corporation,

VS. } Detinue Affidavit
and Bond

JOEL H. MILLER & INA FAYE
MILLER, Jointly & Individually,

Defendants

Filed _____ day of _____ 19____

Clerk Circuit Court, ~~Mobile~~ County
Baldwin

B. F. STOKES, III Attorney
P. O. BOX 293
Mobile, Alabama

GUARDIAN DISCOUNT COMPANY,) IN THE CIRCUIT COURT OF
a corporation,

Plaintiff) BALDWIN COUNTY,

VS:) ALABAMA

JOEL H. MILLER and INA FAYE) AT LAW
MILLER, Jointly and Individ-)
ually,

Defendants) CASE NO. 2095

Plaintiff claims of the defendants, jointly and
individually, the following described personal property, viz:

One 1964 Ford Galaxie 500, 2 dr, H.T., Serial No.
4A66X-142093 automobile
One Danish Modern Sofa w/2 matching chairs (Beige)
One Table Radio
One Floorlamp
One Green Chair
Two Table Lamps
One Portable Silvertone 17" T. V.
Two Blonde End Tables
One Blonde Coffee Table
One Small Console Stereo
One Blonde Desk w/matching Chair
One Brown & White Dinette w/4 matching Chairs
One Electric Washing Machine Kenmore
One Crosley Refrigerator
One Walnut Bedroom Suite (Bed w/springs & mattress,
chest, and triple dresser w/large mirror)
One Night Stand
One G. E. Air Conditioner
One Kenmore Vacuum Cleaner
Three 9 x 12 Rugs
One Baby Bed

with the value of the use thereof during the detention, viz:
from, to-wit, May 16, 1966, said above described property
being the property of the plaintiff.

FILED

AUG 2 1966

ALICE L. DICK, CLERK
REGISTER

B. F. Stokes, III

B. F. STOKES, III
Attorney for Plaintiff

Serve the defendants at Box 203, Silver Hill, Alabama.
~~Defendant Joel H. Miller may be served c/o his employment,~~
~~Vanity Fair, Roberts, Alabama. Defendant Ina Faye Miller may~~
~~also be served c/o her employment, First National Bank,~~
~~Fairhope, Alabama.~~ The defendants' residence is located
just East of the Evangelical Church, Silver Hill, Alabama.
This is the third house on the right hand side beyond said
Church. Defendant Joel H. Miller may also be served c/o
employment, Vanity Fair, Roberts, Alabama. Defendant
Ina Faye Miller may also be served c/o her employment, First
National Bank, Fairhope, Alabama.

GIBBONS & STOKES
ATTORNEYS AT LAW
201 AMERICAN NATIONAL BANK BUILDING
BIENVILLE OFFICE
MOBILE, ALABAMA
TELEPHONE 433-2611

E. GRAHAM GIBBONS
B. F. STOKES, III

MAILING ADDRESS
P. O. BOX 293
MOBILE, ALABAMA, 36601

September 7, 1966

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

Re: Guardian Discount Co. vs. Joel H. Miller &
Ina Faye Miller, et al, Case No. 7095

Dear Mrs. Duck:

Attorney Norborne C. Stone, Jr. represents the defendants in the above case. The case has been settled and the attorneys for both parties request that an order be entered upon the docket non-suiting the case and further, that an order be entered discharging the plaintiff and the surety on its bond.


You will note the signature of Mr. Stone below, evidencing his agreement.

Sincerely yours,


B. F. Stokes, III

BFS:mi

The undersigned represents the defendants in said case and agrees to the above and foregoing.


Norborne C. Stone, Jr.
Attorney for Defendants

GIBBONS & STOKES

ATTORNEYS AT LAW

201 AMERICAN NATIONAL BANK BUILDING

BIENVILLE OFFICE

MOBILE, ALABAMA

TELEPHONE 433-2611

E. GRAHAM GIBBONS
B. F. STOKES, III

MAILING ADDRESS
P. O. BOX 293
MOBILE, ALABAMA, 36601

August 1, 1966

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

Re: Guardian Discount Company vs. Joel H. Miller &
Ina Faye Miller, Jointly & Individually

Dear Mrs. Duck:

The above is a detinue suit pertaining to an automobile and household goods. I enclose the original and two copies of the complaint. In addition, I enclose the detinue bond and affidavit. You will recall that you have accepted bonds from Fidelity & Deposit Company of Maryland previously, which I have submitted.

I would appreciate your kindness in docketing this case and forwarding the writ of detinue, etc, to the Sheriff as soon as possible.

Sincerely yours,


B. F. Stokes, III

BFS:mi
Encl.

THE STATE OF ALABAMA
BALDWIN MOBILE COUNTY.

DETINUE BOND AND AFFIDAVIT.

KNOW ALL MEN BY THESE PRESENTS, That We, GUARDIAN DISCOUNT COMPANY, a
corporation, as Principal, and FIDELITY & DEPOSIT COMPANY OF MARYLAND,
as Surety

are held and firmly bound unto JOEL H. MILLER and INA FAYE MILLER
their heirs, executors and administrators, in the
sum of THREE THOUSAND AND NO/100THS (\$3,000.00) 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 1st day of August, A. D. 1966

The Condition of the above Obligation is such, That whereas the above bounden

GUARDIAN DISCOUNT COMPANY

has, on

the 1st day of August, 1966, 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 JOEL H. MILLER and INA FAYE MILLER

for the recovery of the following property.

to-wit One 1964 model Ford Galaxie 500, 2 dr, H.T., Serial No. 4A66X-142093;
1 Danish Modern Sofa w/2 matching chairs (beige); 1 Table Radio; 1
Floorlamp; 1 Green Chair; 2 Table Lamps; 1 Portable Silvertone 17" T.V.;
2 Blonde End Tables; 1 Blonde Coffee Table; 1 Small Console Stereo;
1 Blonde Desk w/matching chair; 1 Brown & White Dinette w/4 matching
chairs; 1 Electric Washing Machine Kenmore; 1 Crosley Refrigerator;
1 Walnut Bedroom Suite (bed w/springs & mattress, chest & triple dresser
w/large mirror); 1 Night Stand; 1 G.E. Air Conditioner; 1 Kenmore Vacuum
Cleaner; 3 - 9 x 12 Rugs; 1 Baby Bed.

GUARDIAN DISCOUNT COMPANY

NOW, if the said _____ shall fail

in said suit, and shall pay to the said JOEL H. MILLER and INA FAYE MILLER

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.

GUARDIAN DISCOUNT COMPANY
BY: [Signature] (Seal)

FIDELITY & DEPOSIT COMPANY OF MARYLAND
(Seal)

BY: [Signature] (Seal)

THE STATE OF ALABAMA,
BALDWIN Mobile County

DETINUE AFFIDAVIT

NOTARY PUBLIC

PERSONALLY appeared before me, John E. Mandeville, Clerk of the Circuit Court of Mobile County,
J. F. STALLWORTH

who, being duly sworn deposes and says, that the property sued for in the complaint of
GUARDIAN DISCOUNT COMPANY

One 1964 model Ford Galaxie 500, 2 dr, R.T. Serial No. 4866X-142093;
to-wit:
1 Danish Modern Sofa w/2 matching chairs (Beige); 1 Table Radio; 1 Floorlamp;
1 Green Chair; 2 Table Lamps; 1 Portable Silvertone 17" T.V.; 2 Blonde
End Tables; 1 Blonde Coffee Table; 1 Small Console Stereo; 1 Blonde Desk
w/matching chair; 1 Brown & White Dinette w/4 matching chairs; 1 Electric
Washing Machine Kenmore; 1 Crosley Refrigerator; 1 Walnut Bedroom Suite (Bed
w/springs & mattress, chest & triple dresser w/large mirror); 1 Night Stand;
1 G.E. Air Conditioner; 1 Kenmore Vacuum Cleaner; 3- 9x12 Rugs & 1 Baby Bed.
belongs to GUARDIAN DISCOUNT COMPANY the said Plaintiff.

Sworn to and subscribed the 1st day
of August 1965 before me.
Cecilia L. Pagnier Clerk

NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

John E. Mandeville

No. _____

CIRCUIT COURT
MOBILE COUNTY

GUARDIAN DISCOUNT COMPANY, a
corporation,

VS. } Detinue Affidavit
and Bond

JOHN H. MILLER & THE HAVE
MILLER, jointly & individually,

Defendants

Filed _____ day of _____ 19____

Clerk Circuit Court, Mobile County
BALDWIN

D. F. STONAS, III
P. O. BOX 293
Mobile, Alabama
Attorney

THE STATE OF ALABAMA
BALDWIN MOBILE COUNTY.

DETINUE BOND AND AFFIDAVIT.

KNOW ALL MEN BY THESE PRESENTS, That We, GUARDIAN DISCOUNT COMPANY, a
corporation, as Principal, and FIDELITY & DEPOSIT COMPANY OF MARYLAND,
as Surety

are held and firmly bound unto JOEL H. MILLER and INA FAYE MILLER
their heirs, executors and administrators, in the
sum of THREE THOUSAND AND NO/100THS (\$3,000.00) 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.

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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 JOEL H. MILLER and INA FAYE MILLER

for the recovery of the following property.

to-wit One 1964 model Ford Galaxie 500, 2 dr, H.T., Serial No. 4A66X-142093;
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chairs; 1 Electric Washing Machine Kenmore; 1 Crosley Refrigerator;
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w/large mirror); 1 Night Stand; 1 G.E. Air Conditioner; 1 Kenmore Vacuum
Cleaner; 3 - 9 x 12 Rugs; 1 Baby Bed.

GUARDIAN DISCOUNT COMPANY
NOW, if the said _____ shall fail

in said suit, and shall pay to the said JOEL H. MILLER and INA FAYE MILLER
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.

BY: [Signature] (Seal)

FIDELITY & DEPOSIT COMPANY OF MARYLAND (Seal)

BY: [Signature] (Seal)

THE STATE OF ALABAMA,
BALDWIN MOBILE County

DETINUE AFFIDAVIT

NOTARY PUBLIC

PERSONALLY appeared before me, John E. Mandeville, Clerk of the Circuit Court of Mobile County,
J. P. SHILLBORTH

who, being duly sworn deposes and says, that the property sued for in the complaint of
GUARDIAN DISCOUNT COMPANY

One 1964 model Ford Galaxie 500, 2 dr, V.T. Serial No. 4A66X-142093;
to-wit:
1 Danish Modern Sofa w/2 matching chairs (Beige); 1 Table Radio; 1 Floorlamp;
1 Green Chair; 2 Table Lamps; 1 Portable Silvertones 17" A.V.; 2 Blonde
End Tables; 1 Blonde Coffee Table; 1 Small Console Stereo; 1 Blonde Desk
w/matching chair; 1 Brown & White Dinette w/4 matching chairs; 1 Electric
Washing Machine Kenmore; 1 Crosley Refrigerator; 1 Walnut Bedroom Suite (Bed
w/springs & mattress, chest & triple dresser w/large mirror); 1 Night Stand;
1 G.S. Air Conditioner; 1 Kenmore Vacuum Cleaner; 3- 9x12 Rugs & 1 Baby Bed.
belongs to GUARDIAN DISCOUNT COMPANY the said Plaintiff.

Sworn to and subscribed the 1st day
August 1966
of 19, before me.
C. L. P. Clerk

NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

No. _____

CIRCUIT COURT
MOBILE COUNTY
BALDWIN

GUARDIAN DISCOUNT COMPANY, a
corporation,

VS. } Detinue Affidavit
and Bond

JOEL H. MILLER & TWA FAYE
MILLER, jointly & individually,

Defendants

Filed _____ day of _____ 19____

Clerk Circuit Court, Mobile County
BALDWIN

B. F. STOKES, III Attorney
P. O. BOX 293
Mobile, Alabama