

FOREST A. CHRISTIAN

ATTORNEY AT LAW

P. O. DRAWER 190

AREA CODE 205 - PHONE 943-2201

FOLEY, ALABAMA 36535

December 16, 1966

Honorable Telfair Mashburn
Judge of Circuit Court
Bay Minette, Alabama

Re: Farmers & Merchants Bank
Vs: Lorene Owens
Case No.

7118

Dear Judge Mashburn:

Enclosed is a chattel promissory waive note. Kindly
issue judgment on waive note for the balance due of \$107.72,
plus Court costs.

Cordially yours,

Forest A. Christian
(RL)

FOREST A. CHRISTIAN

STATE OF ALABAMA

BALDWIN COUNTY

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

Before me, FOREST A. CHRISTIAN, a Notary Public in and for said County, personally appeared JAY W. RICE, as cashier who being by me duly sworn deposes and says that the property sued for in the complaint of FARMERS & MERCHANTS BANK of Foley, Alabama, vs: LORENE OWENS filed in said Court, to-wit:

One (1) 1962 Model Ford V8 Fairlane 500 Tudor Sedan
Motor No. 2A41L118678. This claim is based on a chattel promissory
note dated December 22, 1965, and recorded in Book 493, page 490,
Baldwin County, Alabama records,
 belongs to the FARMERS & MERCHANTS BANK, Foley, Alabama, the plaintiff.

Sworn to and subscribed before me this 13th ~~XXXXXX~~day of August, 19 66

[Signature]
 Notary Public

[Signature]
 Jay W. Rice, Cashier

STATE OF ALABAMA

BALDWIN COUNTY

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, That we, the FARMERS & MERCHANTS BANK of Foley, Alabama, a state banking corporation, Principal, and none, Sureties, are held and firmly bound unto LORENE OWENS her ~~his~~ heirs, executors and administrators in the sum of FIVE HUNDRED & 00/100 (\$500.00) Dollars, for the payment of which we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated the 13th day of August, 19 66.

The condition of the above obligation is such that whereas, the above bound FARMERS & MERCHANTS BANK of Foley, Ala., a state banking corporation has on the 13th day of August, 19 66 sued out a writ of detinue in the Circuit Court of Baldwin County, returnable to the said Circuit Court against the said LORENE OWENS for the recovery of the following described property, to-wit:

One (1) 1962 Model Ford V8 Fairlane 500 Tudor Sedan
Motor No. 2A41L118678

Now, if the said FARMERS & MERCHANTS BANK of Foley, Ala. shall fail in said suit and shall pay to the said LORENE OWENS, 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 15th day of August, 19 66.

[Signature]
 Clerk, Circuit Court

FARMERS & MERCHANTS BANK, FOLEY, ALA. (SEAL)
[Signature] (SEAL)
 (SEAL)

No. 7118

THE STATE OF ALABAMA

COUNTY

CIRCUIT COURT

Plaintiff

vs.

Defendant

Detinue — Affidavit and Bond

Filed this FILED day of 19.

AUG 1908

ALICE L. BUEL, CLERK
REGISTER

Clerk

\$ 500.00

Foley, Alabama, DEC 22 1965 19

On demand and in installments as provided below I, or we, promise to pay to the order of
FARMERS & MERCHANTS BANK of Foley, Alabama, at said bank, the sum of

FIVE HUNDRED=====DOLLARS

for value received at the rate of eight per cent (8%) per annum from maturity DATE

This note is payable in 10 monthly installments of \$ 50.00 Dollars

each, beginning on the 22nd day of JANUARY 19 66 and in the event that any of said monthly installments are not paid when due, the whole of the amount being unpaid shall immediately become due and payable.

In case of any default in payment of this note or any installment thereof, in full, then I, or we, agree to pay, in addition to the above sum and interest, all costs and a reasonable attorney's fee for the collection of the same and I, or we, hereby waive as to this debt all right of exemption under the Constitution and Laws of the State of Alabama, and to secure the payment

of this note, I, or we, hereby GRANT, BARGAIN, SELL and CONVEY unto said FARMERS & MERCHANTS BANK its successors and assigns, the following described chattel property, to-wit:

1962 Model Ford V8 Fairlane 500 Tudor Sedan Motor No. 24711

STATE OF ALABAMA
BALDWIN COUNTY
I certify that this instrument was
and that no tax was collected. Recorded in
Book 493 Page 497
Shirley Dobbins
Judge of Probate

All or any of which property, after non-payment of this note, or any installment thereof, in whole or in part, may be seized and sold by the said Farmers & Merchants Bank its agents, successors or assigns, at private sale or public auction for cash at the place where said property is or at Foley, Ala.

after posting for one day or more written notices in three public places in Baldwin County
The proceeds of such sale to be applied, first, to the expense of recording this note and mortgage, advertising, selling, conveying and attorney's fee; second, to the payment of the above sum, and balance, if there be any, to the undersigned.

It is agreed and understood that if through mismanagement, want of proper care, or for any other cause any of said property should deteriorate in value or if said property should be traded or removed from the County, or if the holder should deem itself insecure, then the whole debt hereby secured shall become due immediately, and the holder hereof is hereby authorized to proceed to foreclose said mortgage as above provided in case of default.

WITNESS:

No. 22981 (947-5731)

404

Lorene Owens (SEAL)
= Lorene Owens =

Box 143
Loxley, Ala.

(SEAL)

BCC# 493 PAGE 490

J
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M
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M
L
A

[illegible]

JAN 24 1966	19	\$ 3.33	✓	to	1/22	19 66
APR 25 1966	19	\$ 9.39	✓	to	4/22	19 66
MAY 6 1966	19	\$ 3.50	✓	to	5/22	19 66
MAY 6 1966	19	\$ 1.50	IC	to		19
JUN 22 1966	19	\$ 3.50	✓	to	6-22-	66
JUN 22 1966	19	\$ 1.50	IC	to		19

The State of Alabama, }
Baldwin County

KNOW ALL MEN BY THESE PRESENTS, That we, FARMERS & MERCHANTS BANK,
OF FOLEY, ALABAMA

~~and~~

are held and firmly bound unto LORENE OWENS

in the sum of FIVE HUNDRED & 00/100 (\$500.00) - - - - - Dollars, for the payment of
 which, well and truly to be made, we jointly and severally bind ourselves, our heirs, executors and ad-
 ministrators.

Sealed with our seals and dated this 26th day of August 1966.

The condition of the above obligation is such that whereas the said FARMERS & MERCHANTS
BANK OF FOLEY, ALABAMA

did, on the _____ day
 of August 1966 sue out of the Circuit Court of Baldwin

County, Alabama a writ of detinue directed to any Sheriff of the State of Alabama commanding him

to take into his possession the following property, to-wit: _____

One (1) 1962 Model Ford V8 Fairlane 500 Tudor Sedan

Motor No. 2A41L118678.

which said writ was placed in the hands of HON. TAYLOR WILKINS

Sheriff of Baldwin County, Alabama, on the _____ day of August, 1966,

and executed by him on the 22nd day of August, 1966, by taking into his
 possession the following property, to-wit:

One (1) 1962 Model Ford V8 Fairlane 500 Tudor Sedan

Motor No. 2A41L118678.

And whereas the said LORENE OWENS
 Defendant in said writ, has failed and neglected for the space of five days from the execution of said writ
 to give bond and take possession of said property as authorized by law.

Now if the said FARMERS & MERCHANTS BANK OF FOLEY, ALA. upon his failing
 in said suit shall deliver the said property to the Defendant within thirty days after judgment and pay all
 damages for the detention of the property and costs of suit, then this obligation to be void, otherwise to
 remain in full force and effect.

FARMERS & MERCHANTS BANK OF FOLEY, ALA. (SEAL)

BY: Jay W. Rice (SEAL)
Jay W. Rice, Cashier

(SEAL)

Taken and approved this 25th day of August, 1966.

Taylor Wilkins
 Sheriff, Baldwin County, Ala.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

Circuit Court, Baldwin County

REPLEVY BOND
OF PLAINTIFF

vs.

Taken and approved this

day of , 193

SUMMONS

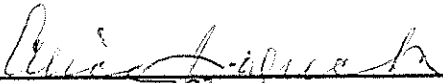
THE STATE OF ALABAMA,)

BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to summon LORENE OWENS, 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, Alabama at the place of holding same by the FARMERS & MERCHANTS BANK, Foley, Alabama, a state banking corporation.

Witness my hand this the 15th day of August, 1966.


Clerk

§ * * * * *

COMPLAINT

FARMERS & MERCHANTS BANK of)
Foley, Alabama, a state banking)
corporation,)

PLAINTIFF)

VS:)

LORENE OWENS,)

DEFENDANT)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW
710. 7118

The Plaintiff claims of the defendant the following described property to wit:

One (1) 1962 Model Ford V8 Fairlane 500 Tudor Sedan,
Motor No. 2A41L118678;

This claim is based on a chattel promissory note dated December 22, 1965, and recorded in Book 493, page 490, Baldwin County, Alabama records.


Forest A. Christian, Foley, Alabama
Attorney for Plaintiff

Defendant lives north of
Robertsdale at the Y.

FILED

AUG 17 1966

ALICE L. DIXON
CLERK

Received 15 day of August 1966
and on 17 day of Aug 1966
served a copy of the within Outrigger
on Lorene Owens
by service on _____

TAYLOR WILKINS, Sheriff

By Carl Childers

Records
attached one 1962
port number 500
244 12 118678.
Pty. made bond
8/25/66 by Farmers &
Merchants Bank of Foley
By Jay W. Rice, Cashier

Drift charge 50 miles at
Ten Cents per mile Total 5.00
TAYLOR WILKINS, Sheriff
BY Carl Childers

SUMMONS AND COMPLAINT

FARMERS & MERCHANTS BANK of
Foley, Alabama, a state
banking corporation,

PLAINTIFF

VS:

LORENE OWENS,

DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

FILED
AUG 17 1966
JUL 1. DIA. CLERK
RECORDED

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA