

700-8138

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

DETINUE BOND AND AFFIDAVIT.

KNOW ALL MEN BY THESE PRESENTS, That We, Associates Discount Corporation
of Alabama, a corporation and National Surety Corporation

are held and firmly bound unto James Salac

heirs, executors and administrators, in the
sum of TWO THOUSAND FIVE HUNDRED AND NO/100 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 10th day of May, A. D. 1968

The Condition of the above Obligation is such, That whereas the above bounden
Associates Discount Corporation of Alabama, a corporation has, on
the day of May, 19 68, sued out from the office of the
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 James Salac
Baldwin

for the recovery of the following property.
to-wit One (1) 1961 GMC Diesel Tractor Serial Number DF7009NZ005J
Red in Color.

NOW, if the said Associates Discount Corporation of Alabama shall fail
in said suit, and shall pay to the said James Salac
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.

ASSOCIATES DISCOUNT CORPORATION OF ALABAMA

BY: [Signature] (Seal)
Its Collection Manager

NATIONAL SURETY CORPORATION (Seal)

May 10, 1968-
I, John E. Mandeville, Clerk of the
Circuit Court of Mobile County, Alabama hereby certify that if the above bond
were presented to me, that I would accept
same as good and sufficient surety.

BY: [Signature] (Seal)
Its Attorney in Fact

[Signature]
JOHN E. MANDEVILLE, CLERK

approved 5-10-68
[Signature]
clerk

THE STATE OF ALABAMA,
Mobile County

DETINUE AFFIDAVIT

the undersigned Notary Public ~~Baldwin~~
PERSONALLY appeared before me, ~~John R. Mendenhall, Clerk of the Circuit Court of Mobile County,~~

who, being duly sworn deposes and says, that the property sued for in the complaint of
Associates Discount Corporation of Alabama
to-wit: One (1) 1961 GMC Diesel Tractor Serial Number DF7009NZ005J
Red in Color

belongs to Associates Discount Corporation of Alabama the said Plaintiff.

Sworn to and subscribed the 10 day
of May, 19 68, before me.

~~James B. Talm~~ ~~Notary Public~~
Notary Public, Alabama State at Large

Affiant

No. _____

CIRCUIT COURT

BALDWIN MOBILE COUNTY

Associates Discount Corporation
of Alabama, a corporation

VS. } Detinue Affidavit
and Bond

James Salac

Filed _____ day of _____ 19 _____

Clerk Circuit Court, ~~Mobile~~ County
Baldwin

Attorney

NATIONAL SURETY CORPORATION

KNOW ALL MEN BY THESE PRESENTS: That NATIONAL SURETY CORPORATION, a Corporation duly organized and existing under the laws of the State of New York, and having its principal office in the City of New York, New York, and its Home Office in the City and County of San Francisco, California, has made, constituted and appointed, and does by these presents make, constitute and appoint

D. E. Ludlow, P. F. Beville and Miriam T. Brumfield

Jointly or Severally

Mobile, Alabama

its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, seal, acknowledge and deliver any and all bonds, undertakings, recognizances or other written obligations in the nature thereof ;

and to bind the Corporation thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the Corporation and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises.

This power of attorney is granted pursuant to Article VIII, Section 30 and 31 of By-laws of NATIONAL SURETY CORPORATION adopted on the 8th day of September, 1962, and now in full force and effect.

"Article VIII, Appointment and Authority of Resident Assistant Secretaries, and Attorneys-in-Fact and Agents to accept Legal Process and Make Appearances.

Section 30. Appointment. The Chairman of the Board of Directors, the President, any Vice-President or any other person authorized by the Board of Directors, the Chairman of the Board of Directors, the President or any Vice-President, may, from time to time, appoint Resident Assistant Secretaries and Attorneys-in-Fact to represent and act for and on behalf of the Corporation and Agents to accept legal process and make appearances for and on behalf of the Corporation.

Section 31. Authority. The Authority of such Resident Assistant Secretaries, Attorneys-in-Fact, and Agents shall be as prescribed in the instrument evidencing their appointment, and any such appointment and all authority granted thereby may be revoked at any time by the Board of Directors or by any person empowered to make such appointment."

This power of attorney is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of NATIONAL SURETY CORPORATION at a meeting duly called and held on the 28th day of September, 1966, and that said Resolution has not been amended or repealed:

"RESOLVED, that the signature of any Vice-President, Assistant Secretary, and Resident Assistant Secretary of this Corporation, and the seal of this Corporation may be affixed or printed on any power of attorney, on any revocation of any power of attorney, or on any certificate relating thereto, by facsimile, and any power of attorney, any revocation of any power of attorney, or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Corporation."

IN WITNESS WHEREOF, NATIONAL SURETY CORPORATION has caused these presents to be signed by its Vice-President, and its corporate seal to be hereunto affixed this 16th day of June, 1967



STATE OF CALIFORNIA,

CITY AND COUNTY OF SAN FRANCISCO

ss.

NATIONAL SURETY CORPORATION

By

S. D. Menist
S. D. MENIST, Vice-President

On this 16th day of June, 1967, before me personally came S. D. MENIST, to me known, who, being by me duly sworn, did depose and say: that he is Vice-President of NATIONAL SURETY CORPORATION, the Corporation described in and which executed the above instrument; that he knows the seal of said Corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Corporation and that he signed his name thereto by like order.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year herein first above written.



Ethel L. Watkins
ETHEL L. WATKINS, Notary Public
My commission expires March 2, 1971.

CERTIFICATE

STATE OF CALIFORNIA,

CITY AND COUNTY OF SAN FRANCISCO

ss.

I, the undersigned, Assistant Secretary of NATIONAL SURETY CORPORATION, a NEW YORK Corporation, DO HEREBY CERTIFY that the foregoing and attached POWER OF ATTORNEY remains in full force and has not been revoked; and furthermore that Article VIII, Sections 30 and 31 of the By-laws of the Corporation, and the Resolution of the Board of Directors, set forth in the Power of Attorney, are now in force.

Signed and sealed at the City and County of San Francisco. Dated the 10th day of May, 1968.



Winifred H. Browne
WINIFRED H. BROWNE, Assistant Secretary

ASSOCIATES DISCOUNT CORPORATION,)	IN THE CIRCUIT COURT OF
a corporation,)	BALDWIN COUNTY, ALABAMA
Plaintiff)	AT LAW
-vs-)	
JAMES SALAC)	CASE NO. <u>8138</u>

The Plaintiff claims of the Defendant the following personal property, viz: One (1) 1961 GMC Diesel Tractor, Serial No. DF7009N 2005J, red in color, with the value of the hire or use thereof during the detention, viz: from December 17, 1967.

ENGEL AND SMITH
Attorneys for Plaintiff

BY: *Desmond B. Toler*
Member Appearing

910 Van Antwerp Building
P. O. Box 1045
Mobile, Alabama

Defendant's Address:

Route 1, Box 177
Fairhope, Alabama

FILED

MAY 10 1968

ALICE J. BECK CLERK
REGISTER

The State of Alabama, }
Baldwin County

No. 8138

CIRCUIT COURT

19

To Any Sheriff of the State of Alabama—Greetings:

You Are Hereby Commanded to Summon James S Alac

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 X Associates Discount
Corporation, a corporation,

Witness my hand this 10th day of May 1968

Alice J. Luck, 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.

State of Alabama
Baldwin County

CIRCUIT COURT

ASSOCIATES DISCOUNT CORPORATION,

A Corporation,

Plaintiff

VS.

JAMES SALAC

Box 177 Hope

Defendant

Detinue Summons and Complaint

Filed May 10, 1968

Alice J. Duck, Clerk

ENGEL & SMITH

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.

James Salac
Hope June 6-68

Alice J. Duck Clerk

~~No property found~~

Roy Randall D.S.

Defendant lives at

Received in office

MAY 10 1968

Sheriff

I have executed this summons

this

June 6, 1968

by leaving a copy with

James Salac

Sheriff claims 120 miles at

Ten Cents per mile Total \$ 12.00

TAYLOR WILKINS, Sheriff

BY

Randall Childers
DEPUTY SHERIFF

Taylor Wilkins Sheriff

Randall Deputy Sheriff

Printed by Moore Printing Co.

17 June 68
We the jury find
for the plaintiff, the
Associates Discount
Corp. to return possession
of the truck without
further compensation
Paul R. Maradik
Foreman -
6-14-68

Executed by taking in
Possession 17/68
GMC, Red Tractor, Serial #
DP 1009N 2005 J and
Storing at Willaces in
Robertsdale,

Taylor Wilkins Sheriff
By Charles Chisum
Robertsdale

I do make bond
6/26/68 By Associates
Disc. Corp., National
Surety Corp.
Property released to
City.

VOL 61 PAGE 202

Associate Mrs. vs.

8138

JURY LIST - JUNE 16, 1969

1. Bell, Bill, Brookley Field, Rosinton
2. Bettis, Carrie, Bay Minette
3. Boone, DeWitt, Ideal Cement Cost Controller-Spanish Fort
4. Brantley, Billy S., Salesman, Fairhope
5. Bryars, Mrs. Evelyn N. Bookkeeper, Stockton
6. Dean, Mildred S., Blacksher
7. Durant, Percy N., Merchant, Bay Minette
8. Dean, Thomas, Rabun
9. Ferguson, LeElla, Tensaw
10. Grimes, Aubrey Ulay, Stapleton
11. Head, Carrol M., Stapleton
12. James, Lonnie, Salesman, Bay Minette
13. Maradik, Paul Rudolph, Fairhope
14. MacNichols, Neal, Fairhope
15. Moorer, Uhle S., Laborer, Bay Minette
16. Presley, William Neal, Carpenter, Bay Minette
17. Quinley, Wilburn, Farmer, Bay Minette
18. Rider, Daniel T., Stapleton
19. Rost, Charles H., Fairhope
20. Northcutt, Cordie Merrill, Jr., Chemstrand, Robertsdale
21. Smith, Sidney K., Retired, Bay Minette
22. Still, Harry, Merchant, Bay Minette
23. Yarbrough, Clarence, Mechanic, Bay Minette
24. ~~Moore, Martel O., Fairhope~~
25. Mathews, Charles H., Furniture, Bay Minette
26. Quinley, David, Farmer, Bay Minette
27. Eddins, Rachel, Hurricane
28. Hall, Ausphern, Laborer, Stockton
29. Baggett, Cornelia, Bay Minette
30. Wiggin, James, Merchant, Stapleton
31. Jones, Willie, Farmer, Bay Minette
32. Overstreet, Earl A., Newport, Bay Minette
33. Blunt, Hugh Paul, Brookley Field, Bay Minette
34. ~~Lambert, Nathan C., Rabun~~
35. Boone, Opal, Blacksher
36. Boone, Kathryn, Blacksher
37. Moore, Martel O., Fairhope

37
36
12
24
12
12

P IIIII I

D IIIII I

ASSOCIATES DISCOUNT CORPORATION,)
a corporation,

Plaintiff

VS.

JAMES SALAC,

Defendant

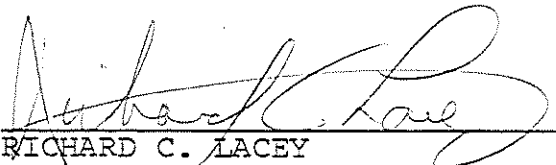
) IN THE CIRCUIT COURT OF
) BALDWIN COUNTY, ALABAMA
)

) AT LAW

) CASE NO. 8138
)
)

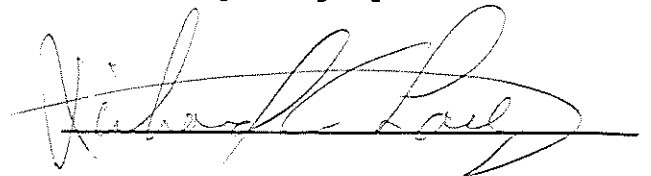
Comes the Defendant in the above styled cause and files
as demurrers to the said Bill of Complaint as follows:

1. Complainant states no cause of action.
2. Complainant fails to state cause sufficient to grant
the relief prayed for.
3. Complainant is vague and indefinite.
4. Complainant fails to state matters sufficiently to
allow the relief sued for.
5. Complainant is prolix.


RICHARD C. LACEY
Attorney for Defendant

Defendant respectfully requests
trial by jury.

I do hereby certify that I have on this 2 day of July,
1968, served a copy of the foregoing pleading on counsel for all
parties to this proceeding by mailing the same by United States
mail, properly addressed, and first class postage paid.



FILED

JUL 3-1968

ALICE J. DUCK CLERK
REGISTER

STATE OF ALABAMA

County of ~~XXXX~~
Baldwin

KNOW ALL MEN BY THESE PRESENTS, That we, Associates Discount Corporation of
National Surety Corporation Alabama, a corporation
 as Principal, and ~~XXXX~~, as Sureties, are held and firmly bound unto
James Salac

in the sum of Five Thousand and No/100 (\$5,000.00) Dollars

for the payment of which well and truly to be made we, jointly and severally, bind ourselves and each of us, our heirs,
 executors and administrators. Sealed with our seals and dated this 10th day of May

in the year of our Lord, one thousand, nine hundred and sixty-eight.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the said
Associates Discount Corporation of Alabama, a corporation

did, on the 10th day of May, (1) 1968, sue out in the Circuit Court
 of Baldwin County, Alabama, a writ in detinue, direct to any Sheriff of the State of Alabama, commanding him to take
 into his possession the following described property, to-wit: One (1) 1961 GMC Diesel Tractor,
Serial No. DF7009N 2005J, red in color

which said writ was placed in the hands of Baldwin
 Sheriff of the County of XXXX, on the 14th day of June, 19 68, by taking into his possession
 the following described property, to-wit:

One (1) 1961 GMC Diesel Tractor, Serial No. DF7009N 2005J, red
in color

and whereas the said James Salac
 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 is the said ASSOCIATES DISCOUNT CORPORATION OF ALABAMA, a
Corporation,

upon his failing in said suit, shall deliver the said property to the defendant within thirty days after judgment, and
 pay 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.

ASSOCIATES DISCOUNT CORPORATION
 OF ALABAMA, a corporation
 BY: [Signature] (Seal)
 Its Collection Manager

NATIONAL SURETY CORPORATION
 By: [Signature] (Seal)
 Its Attorney in Fact

Taken and approved this the 20th day of June, 19 68

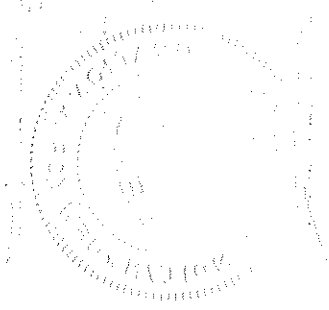
[Signature]
 Sheriff, XXXX County, Alabama
 Baldwin

No. _____

COURT

MOBILE COUNTY

VS. } Definue Forthcoming
Bond by Plaintiff



NATIONAL SURETY CORPORATION

KNOW ALL MEN BY THESE PRESENTS: That NATIONAL SURETY CORPORATION, a Corporation duly organized and existing under the laws of the State of New York, and having its principal office in the City of New York, New York, and its Home Office in the City and County of San Francisco, California, has made, constituted and appointed, and does by these presents make, constitute and appoint

D. E. Ludlow, P. F. Beville and Miriam T. Brumfield
Jointly or Severally

Mobile, Alabama

its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, seal, acknowledge and deliver any and all bonds, undertakings, recognizances or other written obligations in the nature thereof ;

and to bind the Corporation thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the Corporation and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises.

This power of attorney is granted pursuant to Article VIII, Section 30 and 31 of By-laws of NATIONAL SURETY CORPORATION adopted on the 6th day of September, 1962, and now in full force and effect.

"Article VIII, Appointment and Authority of Resident Assistant Secretaries, and Attorneys-in-Fact and Agents to accept Legal Process and Make Appearances.

Section 30. Appointment. The Chairman of the Board of Directors, the President, any Vice-President or any other person authorized by the Board of Directors, the Chairman of the Board of Directors, the President or any Vice-President, may from time to time, appoint Resident Assistant Secretaries and Attorneys-in-Fact to represent and act for and on behalf of the Corporation and Agents to accept legal process and make appearances for and on behalf of the Corporation.

Section 31. Authority. The Authority of such Resident Assistant Secretaries, Attorneys-in-Fact, and Agents shall be as prescribed in the instrument evidencing their appointment, and any such appointment and all authority granted thereby may be revoked at any time by the Board of Directors or by any person empowered to make such appointment."

This power of attorney is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of NATIONAL SURETY CORPORATION at a meeting duly called and held on the 28th day of September, 1966, and that said Resolution has not been amended or repealed:

"RESOLVED, that the signature of any Vice-President, Assistant Secretary, and Resident Assistant Secretary of this Corporation, and the seal of this Corporation may be affixed or printed on any power of attorney, on any revocation of any power of attorney, or on any certificate relating thereto, by facsimile, and any power of attorney, any revocation of any power of attorney, or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Corporation."

IN WITNESS WHEREOF, NATIONAL SURETY CORPORATION has caused these presents to be signed by its Vice-President, and its corporate seal to be hereunto affixed this 16th day of June, 1967



NATIONAL SURETY CORPORATION

By

S. D. Menist
S. D. MENIST, Vice-President

STATE OF CALIFORNIA,

CITY AND COUNTY OF SAN FRANCISCO

ss.

On this 16th day of June, 1967, before me personally came S. D. MENIST, to me known, who, being by me duly sworn, did depose and say: that he is Vice-President of NATIONAL SURETY CORPORATION, the Corporation described in and which executed the above instrument; that he knows the seal of said Corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Corporation and that he signed his name thereto by like order.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year herein first above written.



Ethel L. Watkins
ETHEL L. WATKINS, Notary Public
My commission expires March 2, 1971.

CERTIFICATE

STATE OF CALIFORNIA,

CITY AND COUNTY OF SAN FRANCISCO

ss.

I, the undersigned, Assistant Secretary of NATIONAL SURETY CORPORATION, a NEW YORK Corporation, DO HEREBY CERTIFY that the foregoing and attached POWER OF ATTORNEY remains in full force and has not been revoked; and furthermore that Article VIII, Sections 30 and 31 of the By-laws of the Corporation, and the Resolution of the Board of Directors, set forth in the Power of Attorney, are now in force.

Signed and sealed at the City and County of San Francisco. Dated the 10th day of May, 1968



Winifred H. Browne
WINIFRED H. BROWNE, Assistant Secretary