

STATE OF ALABAMA)
COUNTY OF BALDWIN)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED TO SUMMON ALFRED JAMES AND LOVELLA JAMES TO APPEAR BEFORE THE CIRCUIT COURT OF BALDWIN COUNTY, IN AND FOR SAID COUNTY, AT THE PLACE OF HOLDING THE SAME, WITHIN THIRTY DAYS FROM THE SERVICE OF THIS SUMMONS AND COMPLAINT, THEN AND THERE TO DEMUR TO OR PLEAD TO THE COMPLAINT OF THE ST. LOUIS MOTORS.

YOU ARE HEREBY COMMANDED TO EXECUTE THIS PROCESS INSTANTER AND MAKE RETURN AS REQUIRED BY LAW

WITNESS MY HAND THIS 5 DAY OF JUNE, 1968.

DEFENDANTS MAY BE SERVED
AT 815 TWIN BEACH ROAD
FAIRHOPE, ALABAMA

Alice J. Luck
CLERK

ST. LOUIS MOTORS,)

PLAINTIFF)

VS)

ALFRED JAMES AND LOVELLA JAMES,)

DEFENDANTS)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

8164

THE PLAINTIFF CLAIMS OF THE DEFENDANT THE FOLLOWING DESCRIBED
PERSONAL PROPERTY, TO-WIT:

ONE (1) R.C.A. PORTABLE T.V., SERIAL #89BT, 4923, AG095W, R 20416
ONE (1) LEATHER CHAIR; ONE (1) KITCHEN STOVE (MODERN MAID)
ONE (1) G.E. TABLE MODEL, NO SERIAL NUMBER; ONE (1) CORONADE
FLOOR RADIO, SERIAL #245A868601; ONE (1) 1961 FORD T.BIRD,
2 DR. H.T., SERIAL # 1Y713141989; ONE (1) BEDROOM SUITE,
BED DESK AND CHEST OF DRAWERS; ONE (1) BED COMPLETE AND
TWO (2) BEDS COMPLETE.....

WITH THE VALUE OF THE USE THEREOF FROM, TO-WIT, MARCH 1, 1968.

Ernest M. Bailey
ERNEST M. BAILEY
ATTORNEY FOR THE PLAINTIFF

ST LOUIS MOTORS,

PLAINTIFF

VS

ALFRED JAMES & LOVELLA JAMES,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO: 8164

FILED

JUN 5 1938

ANDREW J. DEAN

CLERK
REGISTER

E. M. Bailey -

Detinue Summons and Complaint

Printed by Moore Ptg. Co.

The State of Alabama,
Baldwin County

CIRCUIT COURT

No. _____

_____ 19____

To Any Sheriff of the State of Alabama—Greetings:

You Are Hereby Commanded to Summon _____

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 _____

Witness my hand this _____ day of _____ 19____

_____, Clerk

COMPLAINT

No. 8164

Page _____

State of Alabama

Baldwin County

CIRCUIT COURT

St. Louis Motors

Plaintiff

VS.

Alfred James &
Love/la James

Defendant

Detinue Summons and Complaint

Filed _____, 19____

_____, Clerk

Sheriff claims 70 miles at

Ten Cents per mile Total \$ 7.00

TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Ernest M. Bailey

Plaintiff's Attorney

Defendant's Attorney

815 Twin Peak Rd
Shreve

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

Received 5 day of June 1968
and on 11 day of June 1968

I served a copy of the within Detinue & C

on Alfred James

Love/la James

about party and a

Property attached within door

TAYLOR WILKINS, Sheriff

By Roy Randall D.

Wgt. made bond 6/15/68

By Alfred James, Joseph

Pettis, Jr., John Mayfield

Property released to Wgt.

61 PAGE 211

THE STATE OF ALABAMA, } Circuit COURT.
Baldwin COUNTY. } Term, 1968

KNOW ALL MEN BY THESE PRESENTS:

That we, Alfred James and Lovella James
are held and firmly bound unto St Louis Motors
in the sum of One thousand Dollars,
for which payment, well and truly to be made, we bind ourselves, our heirs, executors and administrators,
jointly and severally, firmly by these presents.

Sealed with our seals and dated, this _____ day of _____ 1968

The Condition of the above Obligation is Such, That whereas the said
StLouis Motors did on the 5th day
of June 1968, sue out of the Circuit

Court of said County a writ in detinue, directed to any Sheriff of the State of Alabama, and commanding
him to take into his possession the following property, sued for in action of detinue, to wit:

(1) R.C.A. Portable T.V. Serial "8923, Ag095w,R20416
(1) Leather Chair, (1) Kitchen Stove (Modern Maid)
(1) G.E. Table Model, Serial #none.
(1) CoronadeFloor Radio, Serial "245A868601
(1) 1961 Ford T. Bird (2) Dr. H.T. Serial #1Y713141989
(1) Bedroom Suite,
(Bed Dest and Chest of Drswers,
(1) Complete
(2) Beds Complete

which said writ was placed in the hands of Taylor Wilkins
Sheriff of the County of Baldwin, on the 5th day
of June 1968, and executed by him on the 11th day of
June 1968, by taking into his possession
The above property

and whereas the above bound Alfred James and Lovella Janes
has within five days from the execution of said writ entered into this bond as required by law, and here-
by obtain possession of said property.

And we, and each of us, hereby waive all rights of claim of exemption we or either of us have now, or may hereafter have, under the Constitution and Laws of Alabama, and wex hereby severally certify that we have property free from all encumbrance to the full amount of the above bond.

Taken and approved,

Taken and approved,

June 15th 1968
Sanford Wilkins
Sheriff.

Alfred Jones (L.S.)
Joseph Pettis Jr. (L.S.)
John H. [unclear] (L.S.)
[unclear] (L.S.)

No. _____

The State of Alabama,

_____ COUNTY, _____ COURT.

SHERIFF'S OFFICE

_____ vs. _____ Plaintiff.

_____ Defendant.

CONTINUE REPLEVIN BOND, DEFENDANT.

Filed _____ 19____

_____ Sheriff.

Sheriff's Execution Docket, page _____

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

BALDWIN

COUNTY

Before me, ERNEST M. BAILEY

a Notary Public in and for said County,

personally appeared RAY FAIRCHILD

who being by me

duly sworn deposes and says that the property sued for in the complaint of ST. LOUIS MOTORS,

filed in said Court, to-wit:

ONE (1) R.C.A. PORTABLE T.V., SER. # 89BT 4923, AG095W,R, 20416; ONE (1) LEATHER CHAIR; ONE (1) KITCHEN STOVE (MODERN MAID); ONE (1) G.E. TABLE MODEL, NO SERIAL NUMBER; ONE (1) CORONADE FLOOR RADIO SERIAL # 245A868601; ONE (1) 1961 FORD T. BIRD 2 DR. H.T. SERIAL # 1Y73141989; ONE (1) BEDROOM SUITE, BED DESK & CHEST OF DRAWERS; 1 BED COMPLETE AND 2 BEDS COMPLETE

ST. LOUIS MOTORS, the plaintiff.

Sworn to and subscribed before me this 4TH

day of JUNE 1968

Notary Public

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

BALDWIN

COUNTY

KNOW ALL MEN BY THESE PRESENTS, That we, ST. LOUIS MOTORS

Principal, and

MOBILE BONDING COMPANY, INC..

Sureties, are held and

firmly bound unto ALFRED JAMES AND LOVELLA JAMES, his heirs, executors and administrators in the sum of FIFTEEN HUNDRED EIGHTY-THREE & 12/100 Dollars, for the payment of which we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated the 4TH day of JUNE 1968

The condition of the above obligation is such that whereas, the above bound ST. LOUIS MOTORS

has on the 4TH day of

JUNE 1968 sued out a writ of detinue in the Circuit Court of BALDWIN

County, returnable to the said Circuit Court against the said ALFRED JAMES

AND LOVELLA JAMES

described property, to-wit:

ONE (1) R. C. A. PORTABLE T. V. SER. #89BT, 4923, AG095W,R, 20416; ONE (1) LEATHER CHAIR; ONE (1) KITCHEN STOVE (MODERN MAID); ONE (1) G.E. TABLE MODEL NO SERIAL NUMBER; ONE (1) CORONADE FLOOR RADIO, SERIAL #245A868601; ONE (1) 1961 FORD T. BIRD 2 DR. H.T. SER. # 1Y713141989; ONE (1) BEDROOM SUITE, BED DESK AND CHEST OF DRAWERS; ONE (1) BED COMPLETE AND TWO (2) BEDS COMPLETE.

Now, if the said ST. LOUIS MOTORS shall fail in said suit

and shall pay to the said ALFRED JAMES AND LOVELLA JAMES, 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 5 day of June 1968 (SEAL)

Clerk, Circuit Court

ST. LOUIS MOTORS,)	
Plaintiff)	IN THE CIRCUIT COURT OF
vs.)	BALDWIN COUNTY, ALABAMA
ALFRED JAMES and LOVELLA JAMES,)	8164
Defendants)	

Come now the defendants, by their attorney, appearing specially for the sole purpose of filing this plea in abatement and for no other purpose whatsoever, and their plea in abatement says:

That the complaint does not sufficiently identify the plaintiff in that it does set forth whether the plaintiff is an individual, corporation or partnership;

Wherefore the defendants pray that this action against them be abated and that it be allowed to so hence with its reasonable costs in its behalf expended.

by Walter S. Patton
Owens and Patton
Attorneys for Defendants

The defendants demand a trial by jury of this cause.

by Walter S. Patton
Owens and Patton
Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing notice on the Honorable Earnest M. Bailey, Attorney for Plaintiff by delivery of the same to his office in Fairhope, Alabama.

This 28th day of June, 1968.

Walter S. Patton
Owens and Patton
Attorneys for Defendants

FILED

JUL 1 - 1968

ALICE J. DUCK CLERK
REGISTER

BAILEY & TAYLOR
ATTORNEYS AT LAW
61 NORTH SECTION STREET
P. O. BOX 361
FAIRHOPE, ALABAMA 36532

JUNE 2ND, 1969

MRS. ALICE J. DUCK
CLERK OF COURT
BAY MINETTE, ALABAMA

RE: ST. LOUIS MOTORS VS
ALFRED JAMES & LOVELLA JAMES
CASE # 8164

DEAR MRS. DUCK:

THE ABOVE CASE HAS BEEN SETTLED AND SHOULD
BE DISMISSED FROM THE DOCKET.

IT IS MY UNDERSTANDING THAT WALTER PATTON
HAS PAID THE COURT COST.

VERY TRULY YOURS,

Lloyd E. Taylor
LLOYD E. TAYLOR
LET/w

OWENS & PATTON
ATTORNEYS AT LAW

J. CONNOR OWENS, JR.
DAHLBERG BUILDING
P. O. BOX 729
BAY MINETTE, ALABAMA 36507
TELEPHONE NO. 937-4661
AREA CODE 205

June 28, 1968

WALTER S. PATTON, III
302 DE LA MARE STREET
FAIRHOPE, ALABAMA 36532
TELEPHONE NO. 928-9881
AREA CODE 205

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

Dear Mrs. Duck:

Re: St. Louis Motors vs. Alfred James case no. 8164

Enclosed is a plea in abatement to be filed in the above styled suit. I delivered a copy to Mr. Bailey's office today. Thank you for your aid and consideration.

Yours truly,



Walter S. Patton

WSP/mag

Enclosure