

395

DETINUE SUMMONS AND COMPLAINT

The State of Alabama }  
Baldwin County

No. \_\_\_\_\_

Circuit Court

OCTOBER-1937 191

To Any Sheriff of the State of Alabama :

You are hereby commanded to summon  
G. W. BOYINGTON,

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, State of Alabama, at Bay Minette, against G. W. BOYINGTON Defendant

by S. H. FRIED Plaintiff

Witness my hand this 19th day of October-1937 191

*R. S. Jones* Clerk.

COMPLAINT

S. H. FRIED Plaintiff Versus G. W. BOYINGTON Defendant

The plaintiff claims of the defendant the following personal property towit:

Truck; trailer; <sup>oxen,</sup> 4 head and two yokes and four bows;  
and all equiptment that goes with the truck, including  
flares, binders, chains, jack, extra tires, etc.; in  
the sum of FIVE HUNDRED SEVENTY-FIVE (\$575.00) DOLLARS;

with the value of the hire or use thereof during the detention, to-wit:

from August 21, 1937 191, to 191

Plaintiff's Attorney

RECORDED  
ORIGINAL  
8-149

No. \_\_\_\_\_ Page \_\_\_\_\_

STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT

S. H. FRIED  
vs.  
Plaintiffs

G. W. BOYINGTON  
Defendants

DETINUE SUMMONS AND COMPLAINT

Filed October 20, 1937  
191  
R. D. Dyer Clerk.

Plaintiff's Attorney  
Defendant's Attorney  
Times Print, Bay Minette

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 the 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.

R. D. Dyer Clerk.

Defendant lives at

Received in office

191

Sheriff

I have executed this summons

this 10-20 1937  
by leaving a copy with

G. W. Boyington and taking  
into my possession the within  
named goods.

M. H. Wilkins Sheriff  
C. N. Anderson, Deputy Sheriff.

# The State of Alabama, {

## Baldwin County

Know all men by these presents, That we,

S. H. FRIED

are held and firmly bound unto G. W. BOYINGTON, Defendant

of Baldwin County, in the sum of ONE HUNDRED FIFTY

Dollars, and costs to be paid by the said

S. H. FRIED

heirs, executors, administrators or assigns; for which payment well and truly to be made, we bind ourselves and each of us, and each of our heirs, executors, administrators, jointly, severally and firmly, by these presents.

Sealed with our seals and dated this 19th day of October 1937

The condition of the above obligation is such that, whereas the above bound

S. H. FRIED

on the day of the date hereof, hath obtained at the suit of

a Summons and Complaint for the recovery of personal chattles in specie against  
G. W. BOYINGTON

Clerk of Circuit Court

and asks an endorsement by the ~~Justice of the Peace~~ <sup>Sheriff</sup>, "That the Constable 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 before the day of 1937 and which 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 G. W. BOYINGTON may sustain by reason of the wrongful complaint in said cause, then this obligation to be void; otherwise to remain in full force and effect.

Approved this 20

day of October 1937

*R. H. [Signature]*

*Clark*

*S. H. Fried*

Seal

*J. H. [Signature]*

Seal

*Charlie Hagill*

Seal

The State of Alabama, {  
Baldwin County

Before me, \_\_\_\_\_

in and for said county personally appeared \_\_\_\_\_

who, being duly sworn, deposeth and said: That the property sued for in the complaint of \_\_\_\_\_

to-wit: one truck; trailer; oxen, four head, two yokes and four bows;  
and all equipment that goes with the said truck, including flares,  
binders, chains, jack, extra tires; etc; in the sum of Five Hundred  
Seventy-five (\$575.00) Dollars belongs to S. H. Fried  
the said Plaintiff.

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_ 193 \_\_\_\_\_

MOORE PRINTING CO., BAY MINETTE, ALA.

G. W. BOYLINGTON

Vs.

S. H. FRIED

Definue Bond and Affidavit

No. \_\_\_\_\_

*Recd*  
*8-10-30*