

THE STATE OF ALABAMA,

~~Mobile County~~  
Baldwin County

DETINUE BOND AND AFFIDAVIT.

KNOW ALL MEN BY THESE PRESENTS, That we, Assets Realization Company,  
Inc., a corporation

are held and firmly bound unto J. S. Brewton  
his heirs, executors and administrators, in the  
sum of Three 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 1st day of July, A. D., 1938

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

Assets Realization Company, Inc.

has, on

the 1st day of July 1938 sued out from the office of theBaldwin  
Clerk of the Circuit Court of ~~Mobile~~, in the State of Alabama, a Writ of Detinue, returnable to theMonday of 193 of said Circuit CourtBaldwin  
of ~~Mobile~~ against the said J. S. Brewton

for the recovery of the following property,

to-wit:

One Chevrolet automobile truck, 1½ ton truck cab andbody, D. W. H. S. 157 inch W. B., motor number T6272916NOW, if the said Assets Realization Company, Inc. shall failin said suit, and shall pay to the said J. S. Brewton

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.

Assets Realization Company, Inc.By B. H. Park (SEAL)B. H. Park (SEAL)Arthur M. Park (SEAL)By B. H. Park, atty in fact

This bond is signed by qualified  
bondsmen, and if presented to me  
in my county the same would be  
accepted.

R. L. Halcombe  
Sheriff, Mobile County, Alabama.

THE STATE OF ALABAMA,  
Mobile County,

DETINUE AFFIDAVIT.

a Notary Public in and for said state and  
PERSONALLY appeared before me, ~~Notary Public, Clerk of the Circuit Court of Mobile County,~~  
county,

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

Assets Realization Company, Inc.

to-wit:

One Chevrolet automobile truck, 1½ ton truck cab and  
body, D. W. H. S. 157 inch W. B., motor number T6272916

belongs to Assets Realization Company, Inc. the said Plaintiff.

Sworn to and subscribed the 1st day  
of July, 1938, before me.

*B. H. Tate*  
~~Notary Public~~

*Alpha M. ...* Clerk

RECORDED  
Dated  
8-2-38

|                                |     |                                       |                           |   |           |
|--------------------------------|-----|---------------------------------------|---------------------------|---|-----------|
| Circuit Court<br>MOBILE COUNTY | No. | Detinue Affidavit<br>VS.<br>and Bond. | Filed 1 day of July, 1938 | R. S. Quach<br>Clerk Circuit Court, Mobile County.<br>Baldwin | Attorney. |
|                                |     |                                       |                           |   |           |

Assets Realization Company  
July

No. 463.

Surv. In the  
Circuit Court of  
Baldwin County,  
Alabama.

<sup>vs.</sup>  
J. S. Brewton, def.

Now comes the defendant and respectfully moves the Court to vacate and set aside the judgment by default for the plaintiff heretofore therein entered, and as ground therefor says:

1. That he has a good and meritorious defense thereto, and that he was prevented from making his proper defense by reason of illness.

2. That the property sued for was taken under bond by plaintiff, whereupon he gave a refund bond, so that the plaintiff is amply protected from any loss ~~at~~ which it possibly sustains by reason of delay due to setting aside said judgment.

3. That plaintiff's right to said property is being it has, by way of a retention title contract, or mortgage, under which the balance alleged to be due is very much less than the value of said property, and hence, said judgment is set aside defendant will suffer great loss.

Subscribed and sworn to before J. S. Brewton  
on this 18th day of August, 1938.  
J. B. D. McElhenny, Notary Public, Baldwin County, Ala.

Smith Realty Corp.  
200

J. S. Brewster M.D.

Sanitation &  
not available  
January 1st by  
negotiation

W. R. Carr  
city for report

The State of Alabama, {  
Baldwin County

KNOW ALL MEN BY THESE PRESENTS, That we, J. S. Brewton

and \_\_\_\_\_

are held and firmly bound unto Assets Realization Co  
in the sum of Two Hundred fifty 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 14th day of July 1938

The condition of the above obligation is such that whereas the said \_\_\_\_\_

Assets Realization Co did, on the 1st day  
of July 1938 sue out of the Circuit Court of Baldwin County  
a writ of detinue directed to any Sheriff of said State and commanding him to take into his possession the  
following property, to-wit: one 1936 model one and one half  
Ton Truck motor no T 6272916 Chevrolet  
Cab body truck

which said writ was placed in the hands of M. H. Wilkins  
Sheriff of Baldwin County, Alabama, on the 1st day of July, 1938,  
and executed by him on the 13th day of July, 1938, by taking into his  
possession the following property, to-wit:

one 1936 model 1 1/2 Ton Chevrolet Truck  
motor no T 6272916 -

And whereas the above bound J. S. Brewton,  
Defendant in said suit, has, within five days from the execution of said writ, entered into and executed this  
bond as required by law and thereby obtained possession of said property seized under this writ.

Now if the said J. S. Brewton is cast in said  
suit and within thirty days after judgment deliver the property aforesaid to the Plaintiff and pay all costs  
and damages which may accrue from the detention thereof, then this obligation to be void, otherwise to  
remain in full force and effect.

J. S. Brewton (SEAL)

Amos Garrett (SEAL)

H. W. P. M. M. M. M. (SEAL)

Taken and approved this 14th day of July 1938

M. H. Wilkins  
Sheriff, Baldwin County, Ala.

By Taylor Wilkins Atty.

*check*

RECORDED

*8-261*

THE STATE OF ALABAMA,

BALDWIN COUNTY.

Circuit Court, Baldwin County

REPLEVY BOND  
OF DEFENDANT

vs.

Taken and approved this \_\_\_\_\_

day of \_\_\_\_\_, 193\_\_\_\_\_

*Filed July 15, 1935  
R.S. Duck, Clerk*

The State of Alabama,

Baldwin County.

CIRCUIT COURT.

No.

July, 1938

192

To any Sheriff of the State of Alabama:

You are hereby commanded to summon

J. S. BREWTON,

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

ASSETS REALIZATION COMPANY, INC., a Corporation,

Witness my hand this 1st day of July -1938 192

R. S. Duck Clerk.

## COMPLAINT

ASSETS REALIZATION CO.,

J. S. BREWTON,

INC., A Corp.,

Plaintiff

Versus

Defendant.

The plaintiff claims of the defendant the following personal property to-wit:

One Chevrolet automobile truck, 1 1/2 ton truck cab and body,

D.W.H.S., 157 inch W. B., Motor Number T6272916, with the

value of the hire or the use thereof during the detention,

to-wit, from the 16th day of February, 1938.

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

from 192, to

192

*Sidney J. Gray*  
SIDNEY J. GRAY,

Plaintiff's Attorney.

RECORDED  
8-260

No. Page

State of Alabama,  
Baldwin County.

Circuit Court

ASSETS REALIZATION CO., INC.,  
a Corp., vs. Plaintiffs

J. S. BREWTON,  
Defendants

Detinue Summons and Complaint

Filed July 1st, 1938.  
R. S. DUCK, Clerk.

STUDNEY J. GRAY  
Plaintiff's Attorney.  
Defendant's Attorney.

MOORE PIG CO.

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

R. S. DUCK, Clerk.

Defendant lives at  
Received in office  
192  
I have executed this summons  
this July 13th 1938  
by leaving a copy with

J. S. Brewton  
Sheriff  
J. S. Duck, Clerk.

STUDNEY J. GRAY  
Plaintiff's Attorney.  
Defendant's Attorney.



CIVIL SUBPOENA--ORIGINAL--In case witness shall wish to charge for attendance, he shall produce to the Clerk in term this Subpoena, or within five days after adjournment of Court, else he will be barred  
Moore Printing Co. Bay Minette, Ala.

The State of Alabama,  
Baldwin County

S. D. Page No. \_\_\_\_\_

Case No. 463

CIRCUIT COURT

August Term, 1938

To Any Sheriff of the State of Alabama, GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

John R. Davis

if to be found in your County, at the instance of the

plaintiff

to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House thereof,

by 8:30 o'clock of the forenoon, on the 15 day of Aug, 1938, and from day to

day and term to term of said Court until discharged by law, then and there to testify, and the truth to say, in a certain

cause pending, wherein Assets Realization Co. Plaintiff

and J. S. Brewton Defendant.

Herein fail not, and have you then and there this Writ.

Given under my hand and seal, this 15 day of

July

, 1938

R. S. Dorch CLERK.

Received in office this 15<sup>th</sup> day of

Aug 1938

M H W Jenkins

SHERIFF

I have executed this writ

15<sup>th</sup> day of Aug 1938

[Signature]

M H W Jenkins

SHERIFF

ORIGINAL.

No. 463

Page \_\_\_\_\_

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

Assets Realization Co.

Plaintiff

VS.

J. S. Brewster

Defendant

CIVIL SUBPOENA

Issued this 15<sup>th</sup> day of

Aug 1938

Clerk.