

486

ASSETS REALIZATION COMPANY,
INC., a corporation

Plaintiff,

-Vs-

PHIL BRADY

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

The plaintiff claims of the defendant the following personal property, to-wit: One Ford 1/2 Ton truck, motor number 18-2518189, with the value of the hire or the use thereof during the detention, to-wit, from the 3rd day of September, 1938.

Sidney L. Gray
Attorney for Plaintiff

Defendant's address:
Fairhope, Alabama.

RECORDED
Dec 14 1938
12-302

Executed Dec 14 1938
by serving copy of within Summons :
Complaint on

Phil Brady

W. H. Dickinson
John R. Davis Deputy

Summons & Complaint

ASSETS REALIZATION CO.,
a Corp.,

Plaintiff,

vs.

PHIL BRADY,
Defendant.

SUMMONS & COMPLAINT.

The Plaintiff, ASSETS REALIZATION CO., a Corp., having made a affidavit and given bond as required by Section 7389 of the Revised Code of Ala., the Sheriff is required to take the property mentioned in the within complaint into his possession, unless the Defendant Give bond payable to the Plaintiff with sufficient surety and in double the amount of the value of the property, with condition that if the defendant is cast in this suit he will, within thirty days thereafter, deliver the property to the plaintiff, and pay all costs and damages which may accrue from the detention thereof.

W. H. Dickinson
CLERK, Circuit Court,

By: John R. Davis
Deputy

Executed Dec 14 1938

by taking into my possession the above named property to wit 1- Ford 1/2 in truck

W. H. Dickinson Sheriff

By John R. Davis
D.S.

By: R. S. DICK
Deputy

R. S. DICK
Clerk - register

Phil Brady
1938

That the said Homer L. Flowers purchased the State's interest by virtue of the aforesaid sale in and to the following described lands:

SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 17, Twp. 8 S., R. 4 E.

That the said A. T. Flowers purchased the State's interest by virtue of the aforesaid sale in and to the following described lands:

SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 3, Twp. 8 S., R. 4 E.

~~That the said O. S. Jones and W. C. Holmes purchased the State's interest by virtue of the aforesaid sale in and to the following described lands:~~

SE $\frac{1}{4}$ of Sec. 20, Twp. 8 S., R. 4 E.

That the said A. B. McCorvey purchased the State's interest by virtue of the aforesaid sale in and to the following described lands:

E $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 18, Twp. 8 S., R. 4 E.

That the said Frank Wenzel purchased the State's interest by virtue of the aforesaid sale in and to the following described lands:

N $\frac{1}{2}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 18, Twp. 8 S., R. 4 E.

Complainants further show that the right, title, interest in, claim or encumbrance upon the respective tracts claimed by them is under the said tax sale and was derived through the same source and subject to the same defenses.

SEVENTH:

Complainants further show that the said deeds of trust constituting a lien on the aforesaid property were on record at the time of the aforesaid tax sale and that no notices of the purchase of the said lands by the said State of Alabama, or by the said respondents from the State of Alabama has ever been given to the said A. E. Keller, as trustee, or to his predecessors in trust, as required by the statutes made and provided, and that said complainant has the right to redeem the said lands from the said tax sale and that the said complainant is ready, able and willing to redeem the said lands and to pay such amount as this court shall ascertain to be required therefor, and moves the court to ascertain such amount.

EIGHTH:

Complainants further show that the said Sunny South Developing Company, Inc., was the owner of the said lands at the time of the said tax sale and is in possession of the said property and has the right to redeem said lands from the said tax sale under and

	2 ① 3	MM ② 3

II

~~Ed Holmes.~~

~~3 at 2 am 1903 - 1/6~~

~~H. L. L.~~

~~W. L. L.~~ 1905 - 1905

~~W. L. L.~~ ① 1912

~~R. L. L.~~ 2 J. L. L. ② 1915

~~W. L. L.~~ ③ No J. L. L. - R

~~H. B. L.~~ 2nd L. L. 1915 - 1915

~~W. L. L.~~ 1915 - 1915

~~R. L. L.~~ 1915 - 1915

~~W. L. L.~~

~~R. L. L.~~

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 and B. H. Pakeand E. H. Bixlerare held and firmly bound unto Phil Bradyhisheirs, executors and administrators, in thesum of Two Hundred 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 day of December, A. D., 1938

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

Assets Realization Company, Inc.has, onthe day of December, 1938 sued out from the office of theBaldwin CountyClerk of the Circuit Court of Mobile, in the State of Alabama, a Writ of Detinue, returnable to theMonday of 193 of said Circuit Courtof Baldwin County
Mobile against the said Phil Bradyfor the recovery of the following property,to-wit: One Ford 1/2 Ton Truck, motor number 18-2518189NOW if the said Assets Realization Company, Inc. shall fail
in said suit, and shall pay to the said Phil Bradythe 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. Pake, Atty. (SEAL)B. H. Pake (SEAL)E. H. Bixler (SEAL)Were this bond presented to me as
Clerk of this Court, I would accept
the same. Dec. 7th, 1938.Wm. A. Conrad,
Clerk, Circuit Court, Mobile Co, Ala.

Approved this 9th day of December, 1938,

R. S. DUCK,
ClerkBo - Madeline Thompson Deputy

(486)

THE STATE OF ALABAMA,
Mobile County,

DETINUE AFFIDAVIT.

a notary public in and for said state and
PERSONALLY appeared before me, SMITH SMITH, Clerk of the Circuit Court of Mobile County,
county, B. H. Fike

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

Assets Realization Company, Inc.

to-wit:

One Ford 1/2 Ton Truck, motor number 18-2518189

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

Sworn to and subscribed the 7 day
of December, 1938, before me.

Aphiea Mowbray Clerk.
Notary Public, Mobile County.

Circuit Court

MOBILE COUNTY

No.

Detinue Affidavit
and Bond.
VS.

Filed 2 day of December, 1938

R. S. DUC

clerk & register

Clerk Circuit Court Mobile County.

Deputy

Attorney.

THE STATE OF ALABAMA,
Baldwin County.

No. _____

CIRCUIT COURT

193 _____

To Any Sheriff of the State of Alabama :

You are hereby commanded to summon _____

PHIL BRADY

to appear and plead, answer or demur, within thirty day from the service hereof, to the Complaint filed in
the Circuit Court of Baldwin County, State of Alabama at Bay Minette, Ala., against _____

PHIL BRADY,

Defendant .. by _____

ASSETS REALIZATION COMPANY, a Corporation,

Plaintiff

Witness my hand this 9th day of December 193 8.

R. S. DUCK

clerk - registrar Clerk.

COMPLAINT

Deputy

ASSETS REALIZATION COMPANY,

PHIL BRADY,

a Corp.,

Plaintiff versus _____

The Plaintiff claims of the Defendant _____

Dollars, due by _____

Plaintiff's Attorney.