

HORACE KENNEDY,
PLAINTIFF,

VS.

GEORGE STEJSKAL AND OTTO
STEJSKAL,

DEFENDANTS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW

AFFIDAVIT

STATE OF ALABAMA, }
BALDWIN COUNTY. }

Before me, Lloyd A. Magney, a Notary Public in
and for said County and State, personally appeared Horace Kennedy
who, being duly sworn, deposes and says that the property sued for
in the complaint of affiant, to-wit:

One Allis Chalmers WC tractor	One Champion one-row potato digger
One Allis Chalmers tractor cultivator	Three jersey milch cows and increase
One Iron Age two-row potato planter	One jersey heifer about 8 months old
One John Deere two-row corn planter	One Duroc brood sow and increase
One International 6 foot tractor disc	Eleven Duroc shoats
One Case 16 inch double bottom tractor plow	
One two-horse Bradley wagon	
One Kenmore silage cutter	
One 1940 model Chevrolet 1½ Ton truck, Motor #T2729678	

belongs to Plaintiff.

Subscribed in my presence and sworn to before me
this 19 day of July, 1941.

Lloyd A. Magney
Notary Public

RECORDED
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW

HORACE KENNEDY,
PLAINTIFF,
VS.
GEORGE STEJSKAL AND OTTO
STEJSKAL,
DEFENDANTS.

AFFIDAVIT

Filed July 21, 1941
R.S. Ditch, Clerk
LLOYD A. MAGNEY
ATTORNEY AT LAW
FOLEY, ALABAMA.

before to defendant.

One 1940 Model Chevrolet 1939 truck, motor #123456789
One Remore 1938 car
One two-horse diesel engine
One Case 16 inch pump motor
One 1940 Model Chevrolet 1939 truck, motor #123456789
One Remore 1938 car
One two-horse diesel engine
One Case 16 inch pump motor

described in my presence and sworn to before me

NOTARY PUBLIC

HORACE KENNEDY,

PLAINTIFF,

VS.

GEORGE STEJSKAL AND OTTO
STEJSKAL,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AFFIDAVIT

THE STATE OF ALABAMA
BALDWIN COUNTY

No. 677

CIRCUIT COURT

Judgment

Term, 1931

VS.

DEAR SIR: At the

Term, 1931, of the Circuit Court of said County,

recovered a judgment against

Dollars

for the sum of

Dollars, cost of suit, and execution

besides

was duly issued thereon, commanding any Sheriff of the State that he cause to be made of the goods and chattels, land and tenements of said

the amount of the judgment and costs, and the Sheriff has returned said exception indorsed, "No Property Found," and the costs have never been paid. In order to save you the additional expense of an execution against you, I herewith inclose an itemized statement of the costs which have accrued in said cause, and respectfully request that you will, on receipt of this, remit the amount. If I do not hear from you in a few days I will forward the execution to the Sheriff of your County for collection.

Respectfully yours, Clerk.

CLERK'S FEES		@	Amount	SHERIFF'S FEES		@	Amount
1	Issuing Summons and Complaint,	\$1.25	1 25	1	Levying Attachment,	\$3.00	3 00
2	Issuing copies thereof,	30	30	2	Entering and returning Attachment,	25	25
3	Making every copy thereof, when over 200 words, per 100 words	15	15	3	Summoning garnishee and return,	1.50	1 50
4	Entering Sheriff's return or copy thereof	20	20	4	Serving Summons and Return,	1.50	1 50
5	Docketing cause, to be charged but once,	25	25	5	Serving Subpoenas,	65	65
6	Entering Appearance	20	20	6	Impaneling jury,	75	75
7	Filing pleas, demurrer and other pleadings, for each,	10	10	7	Making deed,	2.50	2 50
8	Every trial, with or without jury, and its incidents, not including judgments by default, or nil dicit,	75	75	8	Serving Summons, forcible entry, etc.,	1.50	1 50
9	Entering Continuance, (each)	10	10	9	Executing writ of restitution or possession,	5.00	5 00
10	Entering Judgment, (each)	30	30	10	Collecting, execution for cost	1.50	1 50
11	Entering any other order of Court (each)	30	30	11	Serving Sci. Fa. notices, etc.,	1.50	1 50
12	Issuing Scire Facias, or notice in the nature thereof, (each)	75	75	12	Serving any summons not provided for and return,	1.50	1 50
13	Issuing Execution or copy thereof, (each)	50	50	13	Serving attachment for contempt,	1.50	1 50
14	Entering return, or copy thereof, for each 100 words, 15 cents; but in no case less than	20	20	14	Taking and approving bond,	1.00	1 00
15	Recording award of arbitrators, referees, auditors, etc., for each 100 words,	15	15	15	Seizing personal property in detinue,	3.00	3 00
16	Issuing execution or attachment thereon, and entering return,	1.00	1 00	16	Collecting money under execution, 5% first \$200.00; 4% to \$500.00; 3% all over \$500.00,		
17	Taking bond for certiorari supersedeas, or appeal, or copy thereof and filing same,	75	75	17	Selling property attached, same for selling under execution,		4 50
18	Issuing Subpoenas for Witness, (each)	30	30	18	Former Sheriff's fees,		
19	Administering an oath, not relating to a trial pending and certifying the same,	25	25				
20	Issuing Attachment and taking bond, (ea.)	1.00	1 00				
21	Filing papers in attachment, (each)	10	10				
22	Issuing Summons for garnishee, (each)	50	50				
23	Swearing and taking examination for Garnishee and recording same, for each 100 words 15 cts; but not less than	50	50				
24	Order to advertise, or order of survey, or copy thereof,	50	50				
25	Certificate of Judgment,	50	50				
26	Recording each surveyor and surveyor's report or copy thereof, each 100 words 15 cts; but not less than,	25	25				
27	Issuing Commission to take depositions, or copy thereof,	75	75				
28	Making copy of interrogatories accompanying commission,	50	50				
29	Or for each 100 words,	15	15				
30	Filing packages of depositions, (each)	10	10				
31	Indorsing package of deposition, opened (each),	10	10				
32	Issuing writ of ad quod damnum or writ in the nature thereof,	75	75				
33	Recording the return and inquest thereon,	50	50				
34	Or for each 100 words,	15	15				
35	Issuing Writ of certiorari, prohibition, mandamus, or writ in the nature thereof,	75	75				
36	Filing the same and entering return,	15	15				
37	Making a complete record of a cause or copy thereof, for each 100 words,	15	15				
38	Making copy of any paper not herein provided for, for each 100 words,	15	15				
39	Making each certificate requiring the seal of office, and affixing seal,	50	50				
40	Taking any bond not otherwise provided for,	75	75				
41	Making necessary certificates not otherwise provided for, (each witness),	25	25				
42	For certifying abstract, in lieu of fees for transcript under section 2851 of the Code,	5.00	5 00				
43	Record for Supreme Court, for each 100 words	15	15				
44	Each additional copy thereof, each 100 words	05	05				
45	Collecting money on judgments wherein said judgment has not been paid within 30 days after rendition, one half the per cent allowed sheriffs for same services for collecting money on executions,						
Total Clerk's Fees,			200	Total Sheriff's Fees,			4 50
				RECAPITULATION			
				1	Clerk's Fees,		8 00
				2	Clerk's Fees,		1 50
				3	Sheriff's Fees,		1 50
				4	Sheriff's Fees,		1 50
				5	Witness Fees in Circuit Court,		
				6	Justice of the Peace Fees,		
				7	Witness Fees, in Justice of the Peace Court		
				8	Commissioner's Fees,		
				9	Commissioner's Residence,		
				10	Constable's Fees		
				11	Garnishee's Fees,		
				12	Printer's Fees,		
				13	Stenographer's Fees,		
				14	Trial Tax,		
				Total Fees, 147 41			
				15 Judgment,			
				16 Date,			
				17 Interest,			
				18 Damages,			
				Total Judgment,			
				Interest and Damages,			
				Grand Total,			

Horace Kennedy
to
Geo Stephal and
Otto Stephal

Circuit Court
Barren County
Affidavit

State of Arkansas
Barren County

I, Lloyd A. Magney being first duly
sworn deposes and says:

That George Stephal is not in the
naval or military service of the U.S.

That Otto Stephal is not in the
naval or military service of the U.S.

Lloyd A. Magney

Subscribed & sworn to before me this
29 Sept 1941.

J. B. Blackburn
Notary Public

Filed Sept 29 1941
R. R. Smith
clerk

HORACE KENNEDY,
PLAINTIFF,

VS.

GEORGE STEJSKAL AND OTTO
STEJSKAL,
DEFENDANTS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW

BOND

STATE OF ALABAMA,)
BALDWIN COUNTY.)

KNOW ALL MEN BY THESE PRESENTS, that we, Horace Kennedy as principal and J. J. Jurkiewicz and J. L. Lewis as surety, do acknowledge ourselves indebted to George Stejskal and Otto Stejskal, their heirs, executors and administrators in the sum of FIFTY & 00/100 (\$50.00) DOLLARS to the payment of which we jointly and severally bind ourselves, our heirs, executors and administrators by these presents.

Sealed with our seals and dated this ____ day of July, 1941.

The condition of this obligation is that whereas the above bound Horace Kennedy has on the ____ day of July, 1941, sued out from the office of the Clerk of the Circuit Court of Baldwin County in said State returnable to the Circuit Court against the said George Stejskal and Otto Stejskal for the recovery of the following described property, to-wit:

One Allis Chalmers WC tractor	One two-horse Bradley wagon
One Allis Chalmers tractor cultivator	One Benmore silage cutter
One Iron Age two-row potato planter	One Champion one-row potato digger
One John Deere two-row corn planter	Three jersey milch cows and increase
One International 6 foot tractor disc	One jersey heifer about 8 months old
One Case 16 inch double bottom tractor plow	One Duroc brood sow and increase
One 1940 model Chevrolet 1½ Ton truck, Motor #T2729678	Eleven Duroc shoats

Now if the said Horace Kennedy shall fail in said suit and shall pay to the said George Stejskal and Otto Stejskal, the Defendants in said writ, all such costs and damages as they may

sustain by the wrongful suing out thereof, then this obligation shall be void but otherwise to remain in full force and effect.

Robert M. ... (SEAL)

John J. ... (SEAL)

J. J. ... (SEAL)

JOSEPH V. ...
WATERS ...
...
...

Handwritten notes

...

...

...

...

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...

RECORDED

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW

HORACE KENNEDY,

PLAINTIFF,

VS.

GEORGE STEJSKAL AND OTTO
STEJSKAL,

DEFENDANTS.

BOND

Filed July 21, 1941
R. D. Duck, clerk

LLOYD A. MAGNEY
ATTORNEY AT LAW
FOLEY, ALABAMA.

STATE OF ALABAMA, }
BALDWIN COUNTY. }

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon George Stejskal and Otto Stejskal to appear within thirty days from the service of this writ in the Circuit Court to be held for said County at the place for holding the same, then and there to answer the complaint of Horace Kennedy.

WITNESS my hand this 21st day of July, 1941.

H. S. Dush
Clerk

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HORACE KENNEDY,
PLAINTIFF,

VS.

GEORGE STEJSKAL AND OTTO
STEJSKAL,

DEFENDANTS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW

COMPLAINT

The Plaintiff claims of the Defendant the following personal property, viz:

500	× One Allis Chalmers WC tractor	× One two-horse Bradley wagon
25	× One Allis Chalmers tractor cultivator	× One Kenmore silage cutter
250	× One Iron Age two-row potato planter	One Champion one-row potato digger
	One International 6 foot tractor disc	Three jersey milch cows and increase
80	× One John Deere two-row corn planter	One jersey heifer about 8 months old
65	× One Case 16 inch double bottom tractor plow	One Duroc brood sow and increase
	One 1940 model Chevrolet 1½ Ton truck, Motor #T2729678	Eleven Duroc shoats

with the value of the hire or use thereof during the detention, viz: From the 1st day of June, 1941.

James H. [Signature]
Attorney for Plaintiff

check sheet 622

Moore Printing Co.

Phone—Dial 3271 BAY MINETTE, ALA.

*Judgment of default
" 9/29/41: Judgment of default
for Plaintiff for property
sued for."*

STATE OF ALABAMA, }
BALDWIN COUNTY. }

The Plaintiff having executed bond as required by law the sheriff is required to take the property mentioned in the complaint into his possession, unless the Defendant gives bond payable to the Plaintiff with sufficient surety, in double 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 costs and damages which may accrue from the detention thereof.

21st day of July, 1941. Dated this

R. S. Duck
Clerk

669

677
RECORDED
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW

HORACE KENNEDY,

PLAINTIFF,

VS.

GEORGE STEJSKAL AND
OTTO STEJSKAL,

DEFENDANTS.

SUMMONS AND COMPLAINT

Filed July 21, 1941
R. S. Duck, Clerk

LLOYD A. MAGNEY
ATTORNEY AT LAW
FOLEY, ALABAMA

By virtue of the within writ I have taken into my possession the following described property as the property of George Stejskal and Otto Stejskal-I Allis Chambers Tractor; I Tractor Cultivator; I Potato Planter; I (2) row Corn Planter; I (16) inch plow; I (2) horse Wagon; I Silage Cutter; 3 Jersey Cows; I Jersey Heifer; I Sow and 4 shoats. This 22nd day of July 1941.

W. R. Stuart Sheriff of Baldwin County

By *W. R. Stuart* Deputy Sheriff

Received in Sheriff's Office
this 21 day of July, 1941
W. R. STUART, Sheriff

check sheet 622

Moore Printing Co.

Phone—Dial 3271

BAY MINETTE, ALA.

Judgment of default

*" 9/29/41: Judgment of default
for Plaintiff for property
sued for."*