

806

STATE OF ALABAMA,

BALDWIN COUNTY.

REPLEVIN BOND OF PLAINTIFF IN DETINUE.

KNOW ALL MEN BY THESE PRESENTS: That Universal Credit Company, a corporation, as principal and the undersigned as surety are held and firmly bound unto J. E. Still, individually, and doing business under the firm name of J. E. Still Motor Company, the Defendant in that certain cause now pending in the Circuit Court of Baldwin County, Alabama, wherein Universal Credit Company, a corporation, is Plaintiff and J. E. Still, individually, and doing business under the firm name of J. E. Still Motor Company is Defendant, in the sum of One Thousand Five Hundred Dollars (\$1,500) for the payment well and truly to be made we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally firmly by these presents.

Sealed with our seals and dated this 5 day of February, 1943.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH:-

That, whereas, the above named Universal Credit Company, a Corporation, commenced an action of Detinue against said J. E. Still, individually, and doing business under the firm name of J. E. Still Motor Company as Defendant by having a Writ of Detinue issued out of the Circuit Court of Baldwin County, Alabama, on the 30th day of January, 1943, by which, together with the endorsement thereon, any Sheriff of the State of Alabama was commanded to take into his possession the following described personal property, viz:-

One 1941 Lincoln Zepher Sedan,
Motor #H-116501.

which said Writ on the 30th day of January, 1943, was placed in the hands of W. R. Stuart, as Sheriff of Baldwin County, Alabama, for due execution thereof, and which said Writ the said W. R. Stuart as Sheriff aforesaid executed according to its mandates by taking into his possession on the 30th day of January, 1943, the following described personal property, viz:-

One 1941 Lincoln Zepher Sedan,
Motor #H-116501.

And whereas, the said J. E. Still, individually, and doing business under the firm name of J. E. Still Motor Company, Defendant in said suit, has failed and neglected for a period of five days from the taking into possession of said property by said Sheriff as aforesaid, to give bond and take possession of said property as allowed by law.

NOW THEREFORE, if the said Universal Credit Company, a corporation, shall deliver the property levied on as above described to the said J. E. Still, individually, and doing business under the firm name of J. E. Still Motor Company, Defendant in said suit, within thirty days after judgment together with damages for the detention of said property and costs of suit, in case it shall fail to recover the same in said suit, then in that event this obligation to be void, otherwise to remain in full force and effect.

And we hereby waive the benefit of all laws exempting property from levy and sale under execution and other process for the collection of debt by the Constitution and laws of the State of Alabama, and we hereby separately certify that we

(page two)

have property free from all liens and encumbrances to the full amount of this bond.

UNIVERSAL CREDIT COMPANY
a Corporation,

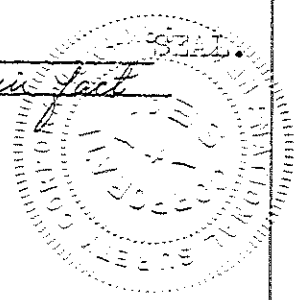
BY [Signature] SEAL.
As its Attorney in Fact

NATIONAL SURETY CORPORATION,
a Corporation,

BY E. S. Hamilton SEAL.
As its attorney in fact

Taken and approved this the
5th day of February, 1943.

W. R. Stuart
Sheriff of Baldwin County,
Alabama.



UNIVERSAL CREDIT COMPANY,
a corporation,

Plaintiff,

VS.

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER THE
FIRM NAME OF J. E. STILL
MOTOR COMPANY AND MRS. JAMES
W. POSEY,

Defendants.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

LAW SIDE.

NOTICE.

TO MRS. JAMES W. POSEY:-

You are hereby notified that the Universal Credit Company, a corporation, as Plaintiff, has filed a suit in detinue against you and J. E. Still, individually, and doing business under the firm name of J. E. Still Motor Company, as defendants, for the recovery of a 1941 Model Lincoln Zephyr Sedan, Motor #H-116501, and said Plaintiff has made an affidavit that your address is unknown to it and that it has made a diligent inquiry to ascertain the same.

You are hereby required to demur, plead to or answer the Complaint filed in this cause by January 20th, 1944.

DATED this 7 day of November, 1943.

R. L. Duck
Clerk.

NOTICE.

UNIVERSAL CREDIT COMPANY,
a corporation,

VS. Plaintiff,

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER
THE FIRM NAME OF J. E. STILL
MOTOR COMPANY AND MRS.
JAMES W. POSEY,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

ISSUED 22 DAY OF Dec 1943

R. R. Quaker

Clerk

STATE OF ALABAMA,
BALDWIN COUNTY.

)
)
)
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Mrs. James W. Posey to appear within thirty days from the service of this Writ in the Circuit Court of Baldwin County, Alabama, at the place of holding the same, then and there to make herself a party Defendant in that certain cause filed in said Court by the Universal Credit Company, a corporation, as Plaintiff and J. E. Still, individually, and doing business under the firm name of Still Motor Company, as Defendant, in which Complaint Plaintiff sued to recover possession of a 1941 Lincoln Zepher Sedan Motor #H-116501.

WITNESS my hand and Seal as Clerk of the Circuit Court of Baldwin County, Alabama, this 21 day of ^{August}~~June~~, 1943.


Clerk.

Received in Sheriff's Office
this 1 day of May, 1943
W. R. STUART, Sheriff

Bever

9/16

SUMMONS.

UNIVERSAL CREDIT COMPANY, A
CORPORATION,

Plaintiff,

VS.

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER
THE FIRM NAME OF J. E. STILL
MOTOR COMPANY,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

ISSUED June 7th, 1943.

R. Deed

Clerk.

8-9-43

Received 8/9/43
Assigned 8/18/43
Mrs. James W. Posey
(moved 2 months ago)
W. H. HOLCOMBE, Sheriff
Mose Bernstein

STATE OF ALABAMA,
BALDWIN COUNTY.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Mrs. James
H. Posey to appear within thirty days from the service of this
Writ in the Circuit Court of Baldwin County, Alabama, at the
place of holding the same, then and there to make herself a
party Defendant in that certain cause filed in said Court by the
Universal Credit Company, a corporation, as Plaintiff and J. E.
Still, individually, and doing business under the firm name of
Still Motor Company, as Defendant, in which Complaint Plaintiff
sued to recover possession of a 1941 Lincoln Zepher Sedan Motor
#H-116501.

WITNESS my hand and Seal as Clerk of the Circuit
Court of Baldwin County, Alabama, this 21 day of June, 1943.

R. R. Rush
Clerk.

806 307 North Jackson St
Mobile AL
moved 2 months ago

SUMMONS.

Pro Se Plaintiff

UNIVERSAL CREDIT COMPANY,
CORPORATION.

Plaintiff

vs.

J.E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER
THE FIRM NAME OF J.E. STILL
MOTOR COMPANY,

Defendant.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to appear within ten days from the date of this summons at the Circuit Court of Baldwin County, Alabama, at the law side, to answer the complaint filed in said court by the plaintiff and to defend against the same. If you fail to appear, the plaintiff may move for judgment against you by default.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

ISSUED JUNE 12, 1943.

Clerk.

WITNESS my hand and seal as clerk of the Circuit Court of Baldwin County, Alabama, this 15th day of June, 1943.

[Signature]
Clerk.

BALDWIN COUNTY, ALABAMA.
STATE OF ALABAMA,
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

UNIVERSAL CREDIT COMPANY,
A Corporation,

Plaintiff,

VS.

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER THE
FIRM NAME OF J. E. STILL MOTOR
COMPANY,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

This cause coming on to be heard upon the Complaint and upon the Affidavit of the Defendant filed in said cause, in which Affidavit the Defendant disclaims any interest in the property described in the Complaint or the right to possession of the same, and suggests that Mrs. James W. Posey, who is a resident of 307 N. Jackson St., Mobile, Alabama, without collusion with the Defendant claims to be the owner of said property, and it appearing to the Court that the said Mrs. James W. Posey has not voluntarily come in and made herself a party Defendant in said cause;

IT IS, THEREFORE, ORDERED that the Clerk of the Court issue a Summons to the said Mrs. James W. Posey requiring her to appear within thirty days after the service thereof and make herself a party Defendant in said cause.

DATED this 17th day of June, 1943.


Judge.

ORDER.

UNIVERSAL CREDIT COMPANY, A
CORPORATION,
Plaintiff,

VS.

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER THE
FIRM NAME OF J. E. STILL MOTOR
COMPANY,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

FILED JUNE 17 1943.

R. D. Clark
Clerk.

UNIVERSAL CREDIT COMPANY,
a corporation,

Plaintiff,

VS.

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER
THE FIRM NAME OF J. E. STILL
MOTOR COMPANY AND MRS. JAMES
W. POSEY,

Defendants.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

LAW SIDE.

This cause coming on to be heard and it appearing to the Court that in accordance with an Order of this Court issued in said cause on June 17, 1943, the Clerk issued a summons to Mrs. James W. Posey requiring her to appear within thirty days and make herself a party defendant in said cause, which summons was turned over to the Sheriff of Mobile County, Alabama, for service upon her at her last known address at 307 North Jackson St., Mobile, Alabama, and it appearing to the Court that such summons was returned by such sheriff with the notation that the defendant was not found in Mobile County, Alabama.

And it further appearing to the Court that the Plaintiff in said cause has made an affidavit as provided by Title 7 Section 201 of the 1940 Code of Alabama, that the address of the defendant Mrs. James W. Posey is unknown to the plaintiff, and that the plaintiff has made diligent inquiry to ascertain the same, and that the said Mrs. James W. Posey is of sound mind and is over the age of twenty-one years.

IT IS, THEREFORE, ORDERED AND DECREED by the Court that the Clerk of said Court shall give notice to the said Mrs. James W. Posey by publication in the Baldwin Times, a newspaper published in Baldwin County, Alabama, for three successive weeks, requiring the said Mrs. James W. Posey to demur, plead to, or answer the Complaint filed in said cause within forty days from

the date of the first publication of said Order and notifying her that the Complaint filed in said cause was for the recovery of a 1941 Model Lincoln Zephyr Sedan, Motor #H-116501.

DATED this 7th day of December, 1943.

F. M. Hare

Judge.

ORDER.

UNIVERSAL CREDIT COMPANY,
a corporation,

Plaintiff,

VS.

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER
THE FIRM NAME OF J.E. STILL
MOTOR COMPANY AND MRS.
JAMES W. POSEY,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

ISSUED 7th DAY OF Dec 1943

Robert
Clerk.

UNIVERSAL CREDIT COMPANY,
a corporation,

Plaintiff,

VS.

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER THE
FIRM NAME OF J. E. STILL MOTOR
COMPANY, AND MRS. JAMES W.
POSEY,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

AFFIDAVIT.

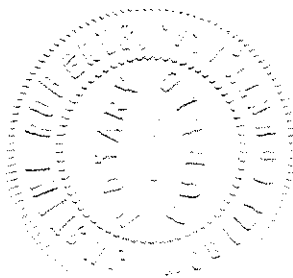
STATE OF ALABAMA,
MOBILE COUNTY.

Before me, Justine Roberts a Notary Public in and
for said State and County, personally appeared J. H. Alexander
_____, who is known to me and who after being
by me first duly and legally sworn, doth depose and say under
oath as follows:-

That his name is J. H. Alexander;
that he is over the age of twenty-one years and a resident of
Mobile, Alabama; that he is the Branch Manager of the
Universal Credit Company, a corporation, and as such is duly
authorized to make this affidavit; that Mrs. James W. Posey who
is one of the defendants in the above styled cause was not at the
time of the filing of the Summons and Complaint in this cause, nor
at this time, or at any time intervening since the time of the
filing of the Summons and Complaint in this cause a member of the
Armed Forces of the United States of America within the meaning of
the Soldiers and Sailors Civil Relief Act of 1940 as amended.

Sworn to and subscribed before
me, a Notary Public, whose seal
is hereto affixed this 18 day
of February, 1944.

Justine Roberts
Notary Public, Mobile, County,
Alabama.



UNIVERSAL CREDIT COMPANY,
a corporation,

Plaintiff,

VS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

J. E. STILL INDIVIDUALLY,
AND DOING BUSINESS UNDER
THE FIRM NAME OF J. E. STILL
MOTOR COMPANY AND MRS. JAMES
W. POSEY,

LAW SIDE.

Defendants.

AFFIDAVIT.

STATE OF ALABAMA,

MOBILE COUNTY.

Before me, Susalie M. Ochermer, a Notary

Public, in and for said State and County, personally appeared

J. H. Alexander who is known to me and who after
being by me first duly and legally sworn, doth depose and say
under oath as follows:-

That his name is J. H. Alexander;
that he is Branch Manager of the Universal Credit Company,
a corporation, and as such is duly authorized to make this affi-
davit; that the place of residence and post office address of
Mrs. James W. Posey, one of the defendants in the above styled
cause, is unknown to your affiant; that he has made diligent
inquiry to ascertain the same; that up until three or four months
ago she resided at 307 N. Jackson St. in Mobile, Alabama, but has
left that address and left no forwarding address; that the said
Mrs. James W. Posey is over the age of twenty-one years and of
sound mind; that process in the above styled cause against said
defendant was turned over to the Sheriff of Mobile County, Ala-
bama, and he returned the same unexecuted with the notation that
she was not found in Mobile County, Alabama.

Sworn to and subscribed be-
fore me, a Notary Public, whose
seal is hereto affixed this
25th day of October, 1943.

Susalie M. Ochermer
Notary Public, Mobile County, Alabama.

J. H. Alexander
Branch Manager
Universal C. & F. Credit Corp.

AFFIDAVIT.

UNIVERSAL CREDIT COMPANY,
a corporation,

VS.
Plaintiff,

J. E. STILL, individually,
AND DOING BUSINESS UNDER THE
FIRM NAME OF J. E. STILL
MOTOR COMPANY AND MRS. JAMES
W. POSEY,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

FILED NOVEMBER 18, 1943.

P. J. Wick
Clerk.



UNIVERSAL CREDIT COMPANY,
A Corporation,

Plaintiff,

VS.

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER THE
FIRM NAME OF J. E. STILL MOTOR
COMPANY,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

AFFIDAVIT.

Before me, W. R. Stapleton Notary Public, in
and for said State and County, personally appeared J. E. Still,
individually, and doing business under the firm name of J. E.
Still Motor Company, who after being by me first duly and legally
sworn, doth depose and say under oath as follows:-

That he is the Defendant in the above styled
cause, which is a suit to recover a 1941 Model Lincoln Zephyr
Sedan, Motor No. H-116501; that he does not claim title to or the
right to possession of said automobile; that said car was deliver-
ed to him by Mrs. James W. Posey, a resident of 307 W. Jackson
Street, Mobile, Alabama, who claimed to be the owner of said car,
without any collusion with affiant.

Affiant prays that this Court will enter an Order
requiring such claimant on notice to come in and defend the above
styled cause.

Sworn to and subscribed before

me, a Notary Public, whose seal

is hereto affixed this 4 day

June, 1943.

W. R. Stapleton
Notary Public, Baldwin County,
Alabama.

ANSWER AND WAIVER

UNIVERSAL CREDIT CO. CORP.

VS

J. E. STILL INDIVIDUALLY AND
DOING BUSINESS AS J. E. STILL
MOTOR CO.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

FILED JUNE 4th, 1943.

R. DeLoach
CLERK.

STATE OF ALABAMA,

BALDWIN COUNTY.

KNOW ALL MEN BY THESE PRESENTS: That the Universal Credit Company, a Corporation, as Principal and the undersigned as surety, are held and firmly bound unto J. E. Still, individually and doing business under the firm name of J. E. Still Motor Company, in the sum of Twenty-five Dollars (\$25.00) for the payment of which well and truly to be made we bind ourselves our and each of our heirs, successors, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seal and dated this 30 day of Jan 1943.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH: That whereas, the above bound Universal Credit Company, a Corporation, has, on this day, sued out from the office of the Clerk of the Circuit Court of Baldwin County, Alabama, a Writ of Detinue returnable at the next term of the Circuit Court of Baldwin County, Alabama, in said Court against the said J. E. Still, individually, and doing business under the firm name of J. E. Still Motor Company, for the recovery of the following described property, viz:-

One 1941 Lincoln Zepher Sedan, Motor
#H-116501

Now if the said Universal Credit Company, a corporation, shall fail in said suit and shall pay to the said J. E. Still, individually, and doing business under the firm name of J. E. Still Motor Company, the defendant in said suit, all such costs and damages as he may sustain by the wrongful complaint, then this instrument to be void, otherwise to remain in full force and effect.

UNIVERSAL CREDIT COMPANY,
A Corporation,

BY [Signature] SEAL.
AS ITS Asst. Secretary

[Signature] SEAL.

Taken and approved this
the 30th day of Jan 1943.

[Signature]
Clerk of the Circuit Court
of Baldwin County, Alabama.

UNIVERSAL CREDIT COMPANY,
a Corporation,

Plaintiff,

VS

J. E. STILL, INDIVIDUALLY
AND DOING BUSINESS UNDER
THE FIRM NAME OF J. E. STILL
MOTOR COMPANY,

Defendant.

IN THE CIRCUIT COURT -LAW SIDE

Baldwin County,

Alabama.

A F F I D A V I T.

STATE OF ALA BAMA,

MOBILE COUNTY.

Before me, Thelma Plewes Brudie a Notary Public, in and for
said County in said State, personally appeared O. B. Chapman
who is known to me and who, after being by me first
duly and legally sworn, doth depose and say under oath as follows:
that he is Asst. Secretary and Agent of and for the Universal
Credit Company, a Corporation, and as such is duly authorized to
make this affidavit; that the following property, to-wit:-

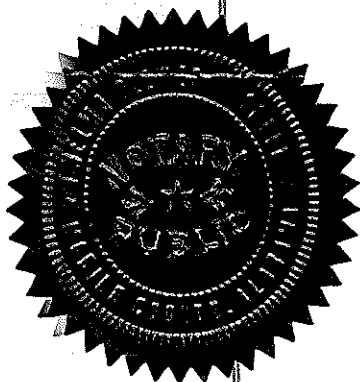
One 1941 model Lincoln Zepher Sedan Motor
#H-116501

for the recovery of which Universal Credit Company, a Corporation,
has instituted suit this day in the Circuit Court of Baldwin
County, Alabama, is the property of said Corporation.

Chapman

Subscribed and sworn to
before me this 29 day
of January, 1943.

Thelma Plewes Brudie
Notary Public, Mobile County,
Alabama.



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RECORDED

AFFIDAVIT AND BOND.

UNIVERSAL CREDIT COMPANY,
A Corporation,

Plaintiff,

VS

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER
THE FIRM NAME OF J. E. STILL
MOTOR COMPANY,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

FILED 30. DAY OF Jan.,
1943.

Raduech
Clerk.

LAW OFFICES

HYBART & CHASON
Bay Minette, Alabama

STATE OF ALABAMA,)
BALDWIN COUNTY.) IN THE CIRCUIT COURT ---LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon J. E. Still, individually, and doing business under the firm name of J. E. Still Motor Company, 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 same, then and there to answer the Complaint of Universal Credit Company, a Corporation.

Witness my hand this 30th day of January, 1943.

[Signature]
Clerk.

C O M P L A I N T.

UNIVERSAL CREDIT COMPANY,
A Corporation,

Plaintiff,

VS.

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER THE
FIRM NAME OF J. E. STILL
MOTOR COMPANY,

Defendant.

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

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

One 1941 Model Lincoln Zephyr Sedan
Motor #H-116501, together with the value
of the hire or use thereof during the
detention, viz, from to-wit, the 30
day of Jan, 1943.

[Signature]
Attorneys for Plaintiff.

STATE OF ALABAMA,
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

Whereas, the Plaintiff in the within stated cause has made Affidavit and given Bond as required by law, you are hereby commanded to take the property set out in the Complaint into your possession unless the Defendant gives Bond payable to the Plaintiff, with sufficient surety, in double the value of the property set out, 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. Duck
Clerk.

RECORDED
806
RECORDED

SUMMONS AND COMPLAINT.

UNIVERSAL CREDIT COMPANY,
A Corporation,

Plaintiff,

VS

J. E. STILL, INDIVIDUALLY,
AND DOING BUSINESS UNDER
THE FIRM NAME OF J. E.
STILL MOTOR COMPANY,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

LAW SIDE.

FILED 30th DAY OF JANUARY
1943

R. Duck
Clerk.

LAW OFFICES
HYBART & CHASON
Bay Minette, Alabama

Executed this the 30th day of Jan 1943 by serving a copy
of the within summons and complaint on J. E. Still, and by taking
into my possession the within described property, one 1941 Model
Lincoln Zephyr Sedan Motor No H-116501

W. R. Stuart Sheriff
W. R. Stuart
S.S.