

STATE OF ALABAMA,
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to summons BEN PAYNE 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 hearing the same, then and there to answer the Complaint of G. T. BYRNE.

WITNESS my hand this the 17 day of June, 1946.

P. S. Luck
Clerk

G. T. BYRNE,

PLAINTIFF

VS

BEN PAYNE,

DEFENDANT

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW

The Plaintiff claims of the Defendant for the following personal property:

one 1938 Model Ford one and one-half ton truck,

being the truck sold by Baldwin Tractor and Implement Company to the Defendant,

together with the hire use thereof during the detention viz: 1st. day of May, 1946.

BEEBE & HALL
By [Signature]
Attorneys for Plaintiff.

STATE OF ALABAMA,
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

The Plaintiff having made Affidavit and given bond as required by law, you will take the property described in the foregoing Complaint, to-wit: One 1938 Ford one and one-half ton truck, into your 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 in thirty days thereafter deliver the property to the Plaintiff and pay all costs and damages thereof.

WITNESS my hand and seal of Office on this the 17 day of June, 1946.

P. S. Luck
Clerk

973

Executed June 18 1946
by serving copy of within Summons and
Complaint on

G. J. Byrne

Ben Payne

C. E. Garrett Sheriff
H. F. Hall

Summons & Complaint

68 0 0
1 0 0
6 0 0
3 2 0
13 0 0

973

Filed

6-17-46

R. S. Luck
clerk

STATE OF ALABAMA

BALDWIN COUNTY,

Before me the undersigned Authority in and for said County in said State personally appeared G. T. BYRNE who being first duly sworn, deposes and says: That the property sued for in the Complaint of G. T. Byrne, Plaintiff and Ben Payne as Defendant, to-wit: One 1938 Ford Model one and one-half ton truck, belongs to E. T. Brynes, Plaintiff.

Sworn to and subscribed before me on this the 12 day of June, 1946.

[Signature]
Notary Public, Baldwin County, Alabama.

STATE OF ALABAMA,

BALDWIN COUNTY.

KNOW ALL MEN BY THESE PRESENTS, That G. T. BYRNE, as Principal and the undersigned a sureties are held and firmly bound unto BEN PAYNE in the penal sum of \$50.00 for which payment we bind ourselves, our heirs, executors and administrators firmly by these presents.

Sealed with our Seals and dated this the 17 day of June, 1946.

The conditions of the above obligation is such that whereas the above bound G. T. Byrne has on the 17 day of June, 1946, sued out from the office of the Clerk of the Circuit Court of Baldwin County, Alabama, a writ detinue returnable to the said Circuit Court against the said Ben Payne for the recovery of the following described property, to-wit: One 1938 Ford Model one and one-half ton truck;

Now if the said G. T. Byrne shall fail in said suit and shall pay to Ben Payne, the Defendant in said writ, all such costs and damages as may sustain by the wrongful suing out thereof, then this writ shall be void, otherwise it shall remain in full force and effect.

[Signature] (SEAL)
[Signature] (SEAL)
____ (SEAL)

- 973 -

G. J. Byrne

v

Ben. Payne

Affidavit Bond

Filed

6-17-46

R. S. Luck
clerk