

1035

E. W. BELL

PLAINTIFF

VS

N. J. REDDING

DEFENDANT

XXXXXXXXXXXXXXXXXXXX

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

Now comes the Defendant and for answer to the Plaintiff's Complaint
says:

1.

That he is not guilty.

2.

That the Plaintiff, at the time and place alleged in the bill of
complaint was guilty of negligence which proximately contributed to the
damages complained of by the Plaintiff.

John Lee
Attorney for Defendant

1035

E. W. BELL

PLAINTIFF

VS

N. J. REDDING

DEFENDANT

ANSWER

Filed

4-21-47

Alice J. Duck
clerk

E. W. BELL,

Plaintiff

VS

N. J. REDDING,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

WRIT OF ATTACHMENT

TO ANY SHERIFF OF THE STATE OF ALABAMA:

Whereas, E. W. Bell hath complained on oath to me, Alice J. Duck, Clerk of the Circuit Court of said County, and N. J. Redding is justly indebted to him in the sum of \$186.57 and having made an affidavit and given bond, as required by law in such cases, you are hereby commanded to attach so much of the Estate of N. J. Redding as will be of value to satisfy said debt and costs, according to the complaint; and such estate, unless replevied, so to secure that the same may be liable to further proceeding thereon, to be had in the Circuit Court for said County as required by law; when and where you must make known how you have executed this writ.

Witness my hand, this 24 day of February, 1947.

Alice J. Duck

Clerk, Circuit Court

1035
ORIGINAL WRIT OF ATTACHMENT

E. W. BELL,

Plaintiff

VS

N. J. REDDING,

Defendant.

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

Received in Office
2-24-47

Taylor Wilkins
Sheriff -

Executed by serving
^{copy} of the within
Writ of Attachment.
I was unable to find
Property

Taylor Wilkins Sheriff
177 Hall P. 5

ATTACHMENT BOND

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, That we, E. W. Bell, as principal and the undersigned, as surety, are held and firmly bound unto N. J. Redding in the sum of \$375.00, for which payment well and truly to be made, the principal binds himself, his heirs, executors and administrators and the surety binds itself, its successors and assigns.

Sealed with our seals and dated this 21 day of February, 1947.

The condition of the above obligation is such, that, whereas, the above bounden E. W. Bell has this day prayed for and obtained an attachment against the estate of the said N. J. Redding for the sum of \$186.57, returnable to the Circuit Court of Baldwin County, as required by law.

Now if the said E. W. Bell shall prosecute said attachment to effect, and pay the said Defendant all such damages as he may sustain from the wrongful or vexatious suing out of such attachment, then this obligation to be void, otherwise to remain in full force and effect.

E. W. Bell (SEAL)

UNITED STATES FIDELITY & GUARANTY CO. (SEAL)

By Marion M. Lyons
As its Attorney-in-Fact

AFFIX CORPORATE SEAL

Taken and approved this 24 day of February, 1947.

Alice J. Smith
Clerk, Circuit Court

LYONS INSURANCE CO.

M. Lyons
Resident Agent.

GENERAL POWER OF ATTORNEY

No. 5817

Know all Men by these Presents:

That the UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation organized and existing under the laws of the State of Maryland, and having its principal office at the City of Baltimore, in the State of Maryland, does hereby constitute and appoint

Marion H. Lyons

of the City of

Mobile

Alabama

its true and lawful attorney

in and for the State of

Alabama

for the following purposes, to wit:

To sign its name as surety to, and to execute, seal and acknowledge any and all bonds, and to respectively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, a certified copy of which is hereto annexed and made a part of this Power of Attorney; and the said UNITED STATES FIDELITY AND GUARANTY COMPANY, through us, its Board of Directors, hereby ratifies and confirms all and whatsoever the said

Marion H. Lyons

may lawfully do in the premises by virtue of these presents.

In Witness Whereof, the said UNITED STATES FIDELITY AND GUARANTY COMPANY has caused this instrument to be sealed with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this **13th** day of **December**, A. D. 19 **38**.

UNITED STATES FIDELITY AND GUARANTY COMPANY.

(Signed)

By **M. Barrett Walker**

Vice-President.

(SEAL)

(Signed)

J. E. Gittings

Assistant Secretary.

STATE OF MARYLAND:

BALTIMORE CITY,

On this

13th

day of

December

, A. D. 19 **38**

before me personally came

COMPANY and

M. Barrett Walker

Vice-President of the UNITED STATES FIDELITY AND GUARANTY

COMPANY and

J. E. Gittings

Assistant Secretary of said Company, with both of

whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland;

that they, the said **M. Barrett Walker** and **J. E. Gittings** were respectively

the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation

described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal

affixed to said Power of Attorney was such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and

that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company.

My commission expires the first Monday in May, A. D. 19 **39**.

(SEAL)

(Signed)

A. D. Patrick

Notary Public.

STATE OF MARYLAND,

Sct.

BALTIMORE CITY,

H. Luther Pittman

Clerk of the Superior Court of Baltimore City, which Court is a

Court of Record, and has a seal, do hereby certify that

A. D. Patrick

whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the

State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take

acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said

Notary, and verily believe the signature to be his genuine signature.

In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Court

of Record, this

13th day of

December

, A. D. 19 **38**.

(SEAL)

(Signed)

H. Luther Pittman

Clerk of the Superior Court of Baltimore City

1035-

ATTACHMENT BOND

E. W. BELL, _____

Plaintiff

VS

N. J. REDDING, _____

Defendant.

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

J. B. BLACKBURN
ATTORNEY AT LAW
BAY MINETTE, ALABAMA

AFFIDAVIT

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, within and for said County in said State, personally appeared E. W. Bell, who, after being by me first duly and legally sworn, deposes and says: That N. J. Redding is justly indebted to him in the sum of \$136.57 and that the said N. J. Redding resides out of the State of Alabama, his place of residence being Pensacola, Florida.

Affiant further deposes and says that the said Defendant, N. J. Redding does not have sufficient property in the State of Florida, the state of his residence, wherefrom to satisfy the debt due affiant.

Affiant further deposes and says that this attachment is not sued out for the purpose of vexing or harassing the said N. J. Redding, Defendant.

E W Bell.

Sworn to and subscribed before me on this the 20th day of February, 1947.

Betty R. Buck
Notary Public, Baldwin County, Alabama

1035-

ATTACHMENT AFFIDAVIT

E. W. BELL,

Plaintiff

VS

N. J. REDDING,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Filed February 24, 1947.

Alice J. Muck
Clerk

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You hare hereby commanded to summon N. J. Redding, to appear within thirty days of 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 E. W. Bell.

Witness my hand, this 24 day of February, 1947.

Alise J. Hensley
Clerk

Defendant resides in Foley, Alabama and is a civilian employee at Barin Field.

E. W. BELL,

Plaintiff,

VS

N. J. REDDING,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COMPLAINT 1: The Plaintiff claims of the Defendant, the sum of \$186.57 as damages, for that, heretofore, on, to-wit: The 2nd day of February, 1947, the Defendant so negligently operated an automobile on a public highway of the Town of Foley, Alabama near the place of business of the Foley Fish Company that the same was run upon, into or against the Plaintiff's automobile and as a proximate consequence thereof, the right hand cowl, right hood panel, running board, rear fender, radiator, front bumper, right radiator shell and one door were bent and damaged, the motor and frame forced out of line and otherwise damaged. Plaintiff avers that the said injuries and damages were the proximate consequence of the aforesaid negligence of the defendant.

J. B. Blackburn
Attorney for Plaintiff

Plaintiff demands trial of said cause by jury.

J. B. Blackburn
Attorney for Plaintiff

Rec in Office
2-24-47

Taylor Wilkins
Sheriff -

Received 4/10/187
By serving copy of the
within 5 minutes
complaint on
N. J. Redding

Taylor Watkins Schiff
H. F. Hall D. S.

ORIGINAL SUMMONS & COMPLAINT

E. W. BELL,

Plaintiff

vs

N. J. REDDING,

Defendant.

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

7. April

2-24-47

Alice J. Luck
Clerk