

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are commanded to summons ELLIS McKENZIE 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 the same, then and there to answer the complaint of the STATE BANK OF ELBERTA, a corporation.

WITNESS my hand this the 21 day of March, 1947.

Alice J. Hensck  
Clerk

STATE BANK OF ELBERTA, a  
corporation,

PLAINTIFF

VS

ELLIS McKENZIE

DEFENDANT

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

1.

The plaintiff claims of the Defendant the following personal property  
viz:

✓One Ford Tractor, Serial No. 2N203015; ✓One Kelley Planter;  
✓One NXO Ferguson Cultivator, Serial No. 65982; ✓One Ferguson  
Disc, 44637, ✓One Ferguson Scrape, Serial No. 6251; ✓One  
Ferguson Plow 2-14" 119084; ✓One Ferguson Weeder; ✓One Spring  
tooth harrow, Serial No. 1300; ✓One DA West feed grinder;  
✓One G.I. corn sheller,

with the value of the hire or use thereof during the detention, viz:

From the 15th day of August, 1946.

2.

The Plaintiff claims of the Defendant SIX HUNDRED NINETY FOUR DOLLARS  
and FIFTY TWO CENTS (\$694.52) due by promissory note made by him on the  
15 day of August, 1946, and payable on the 15th day of February, 1947, with  
interest thereon from date.

The Defendant in and by said note waived all rights of exemption under  
the constitution and the laws of the State of Alabama, and agreed to pay a  
reasonable attorneys fee and other expenses incident to the collection of  
the same.

3.

The Plaintiff claims of the Defendant ONE HUNDRED TWENTY FIVE (\$125.00)  
DOLLARS as a reasonable attorneys fees.

*Wm. S. Lee*  
Attorney for the Plaintiff

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to seize and deliver to the State Bank of  
Elberta the following personal property, to-wit:

One Ford Tractor, Serial No. 2N203015; One Kelley Planter;  
One NKO Ferguson Cultivator, serial No. 65982; One Ferguson  
Disc, 44637; One Ferguson Scrape, Serial No. 6251; One  
Ferguson Plow 2-14" 119084; One Ferguson Weeder; One Spring  
tooth harrow, Serial No. 1300; One DA West feed grinder; One  
G.I. Corn sheller.

unless the Defendant gives bond to the Plaintiff with sufficient surety,  
in double the value of the property, with conditions that if the Defendant  
is cast into suit, within thirty days thereafter, deliver the property to  
the Plaintiff and pay all costs and damages which may accrue from the  
detention thereof.

Witness my hand this the 20 day of March, 1947.

*Alvin J. Duck*  
Clerk.

1045

Received in Sheriff's Office  
this 20 day of Mar, 1947  
TAYLOR WILKINS, Sheriff

3-29 1947  
by serving copy of within Summons and  
complaint on

Ellis Mc Kenzie  
and taking into  
my possession the  
following property

~~Sheriff~~

~~Deputy Sheriff~~

- one Ford tractor
- one Kelly planter
- one Ferguson cultivator
- one Ferguson disk
- one Ferguson scrape
- one 4' Plow - 2-14"
- one spring tooth harrow
- one DA west feed grinder
- one G.I. corn sheller

Taylor Wilkins Sheriff  
H. F. Hall D. S.

STATE BANK OF ELBERTA,  
A CORPORATION,

PLAINTIFF

VS

ELLIS MCKENZIE

DEFENDANT

SUMMONS

FILED

MAR. 20 1947

ALICE J. DUCK, Clerk

278.2

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, in and for said State, in said County, personally appeared Alfred M. Neumann, who is known to me and who having been by me first duly sworn, deposes and says, that he is the cashier of the State Bank of Elberta, a corporation; that he is acquainted with the records of said bank; that the property sued for in the complaint, State

Bank of Elberta as Plaintiff, against Ellis McKenzie, to-wit:

One Ford Tractor, Serial No. 2N203015; One Kelley Planter;  
One NKO Ferguson Cultivator, serial No. 65982; One Ferguson  
Disc, 44637; One Ferguson Scrape, Serial No. 6251; One  
Ferguson Plow 27" 119084; One Ferguson Weeder; One Spring  
tooth harrow, Serial No. 1300; One DA West feed grinder;  
One G.I. corn sheller,

belongs to the State Bank of Elberta, the said Plaintiff.

Sworn to and subscribed before me on this the 18 day of March, 1947.

Wm. L. L. L.  
Notary Public, Baldwin County, Alabama

1045-

STATE BANK OF ELBERTA,  
A CORPORATION,

PLAINTIFF

VS

ELLIS MCKENZIE

DEFENDANT

AFFIDAVIT

FILED

MAR 20 1947

ALICE J. DUCK, Clerk

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, That we, the STATE BANK OF ELBERTA, a corporation, as principal, and the undersigned as sureties are held and firmly bound unto Ellis McKenzie in the sum of ONE HUNDRED (\$100.00) DOLLARS for the payment of which we jointly and severally bind ourselves, our heirs, executors and administrators firmly by these present.

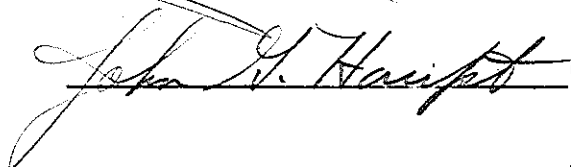
Sealed with our seals and dated the 18 day of March, 1947.

The condition of the above obligation that, whereas, the above bound State Bank of Elberta has on the \_\_\_\_\_ day of March, 1947, sued out from the office of the Clerk of the Circuit Court of Baldwin County, Alabama, a writ of detinue returnable to the Circuit Court against the said Ellis McKenzie for the recovery of the following described property to-wit:

One Ford Tractor, Serial No. 2N203015; One Kelley Planter;  
One NKO Ferguson Cultivator, serial No. 65982; One Ferguson  
Disc, 44637; One Ferguson Scrape, Serial No. 6251; One  
Ferguson Plow 2-14" 119084; One Ferguson Weeder; One Spring  
tooth harrow, Serial No. 1300; One DA West Feed grinder;  
One G.I. corn sheller.


Now if the said State Bank of Elberta shall fail in said suit it shall pay to the said Ellis McKenzie, the Defendant in said complaint, all such costs and damages as he may sustain by the wrongful suing out thereof, then this obligation to be void, otherwise to remain in full force and effect.

 (SEAL)

 (SEAL)

\_\_\_\_\_  
(SEAL)

Taken and approved this the 20 day of March, 1947.

  
Clerk.

1045

1045-  
STATE BANK OF ELBERTA,  
A CORPORATION,

PLAINTIFF

VS

ELLIS McKENZIE

DEFENDANT

ABONDAVIT

FILED

MAR 20 1947

ALICE J. DUCK, Clerk