

1220

STATE OF ALABAMA
BALDWIN COUNTY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon Glen W. Christian to appear before the Circuit Court of Baldwin County, in and for said County, at the place of holding the same, within thirty days from the service of this summons and complaint, then and there to demur to or plead to the complaint of J. W. Dunham and Polk Koonce.

You are hereby commanded to execute this process instantler and make return as required by law.

WITNESS my hand this 11th day of August, 1948.

Alice J. Leuch
Clerk

J. W. DUNHAM and POLK
KOONCE,

Plaintiffs,

-vs-

GEEN W. CHRISTIAN,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

The plaintiffs claim of the defendant the following described personal property, to-wit: 7 tables; 5 booths; 3 show cases; 1 cash register; 2 electric fans; 1 drink box; 1 ice box; 2 small work tables; 1 deep freeze; 1 double sink; 1 steam table; 1 hot water heater and storage tank; 1 electric Royal Crown Box; 1 stimson scale; 1 coffee maker; 1 deep fry; 2 iron pots; all dishes, pots, pans; 1 gas ice box; 28 chairs; 3 stools; 2 small cases; 2 work tables, with the value of the use thereof from, to-wit, August 4, 1948.

[Signature]
Attorney for Plaintiffs

STATE OF ALABAMA
BALDWIN COUNTY

TO THE SHERIFF OF SAID COUNTY, GREETING:

The plaintiffs having given bond and made affidavit as required

by law, you are hereby required to take the property mentioned in the complaint into your possession, unless the defendant gives bond payable to the plaintiffs, with security in double the value of the property, conditioned that if the defendant is cast in the suit, he will, within thirty days thereafter, deliver the property to the plaintiffs, and pay all costs and damages which may accrue from the detention thereof.

WITNESS my hand this 11th day of August, 1948.

Alice J. Much
Clerk of the Circuit Court,
Baldwin County.

Received in Sheriff's Office
this 11 day of Aug, 1948
TAYLOR WILKINS, Sheriff

Executed 8-12-48
By leaving copy of the
Within Summons & Complaint
on Glen W. Christian and
by attacking the within
described property and
taking into my possession

Foley Wilkins Sheriff
14.7.1948 Q. 5-

RECORDED

77012 20

SUMMONS AND COMPLAINT

J. W. DUNHAM and POLK KOONCE,
Plaintiffs,

-VS-

GLEN W. CHRISTIAN,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

Executed by serving a copy of the
within summons and complaint on
the defendant this _____ day of
August, 1948.

Sheriff

CECIL G. CHASON
ATTORNEY AT LAW
FOLEY, ALABAMA

filed
8-11-48
very truly
yours

0021

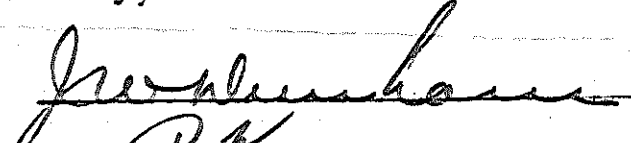
STATE OF ALABAMA

BALDWIN COUNTY


Before me, Cecil G. Chason, a Notary Public in and for said County in said State, personally appeared J. W. DUNHAM and POLK KOONCE, who are known to me, and who after being by me first duly and legally sworn, depose and say under oath as follows:

That they are the owners of and rightfully entitled to possession of the following described personal property under and by virtue of a chattel mortgage dated the 15th day of June, 1947, and payable twelve months after date, said note being in the principal amount of One Thousand Two Hundred Eighty-five & 42/100 Dollars (\$1,285.42) and carrying interest at the rate of six per cent (6%) per annum, viz: 7 tables; 5 booths; 3 show cases; 1 cash register; 2 electric fans; 1 drink box; 1 ice box; 2 small work tables; 1 deep freeze; 1 double sink; 1 steam table; 1 hot water heater and storage tank; 1 electric Royal Crown Box; 1 Stimson scale; 1 coffee maker; 1 deep fry; 2 iron pots; all dishes, pots, pans; 1 gas ice box; 28 chairs; 3 stools; 2 small cases; 2 work tables. Affiants further state that this note was executed by Glen W. Christian and Roland Jones and that the property is in possession of the said Glen W. Christian; that demand has been made therefor but that the said Glen W. Christian has refused to deliver possession.

Affiants further state that the chattel mortgage note above referred to gives them full right and authority to that possession of the property for the purpose of selling in accordance with the terms thereof and upon this authority, this affidavit is based.


P. Koonce

Sworn to and subscribed before me on this the 6th day of August, 1948.


Notary Public, Baldwin County
State of Alabama

RECORDED *W 1220*

A F F I D A V I T

-of-

J. W. DUNHAM, and
POLK KOONCE

*Filed 8-11-48
Avery J. Duck
Clerk*

CECIL G. CHASON
ATTORNEY AT LAW
FOLEY, ALABAMA

STATE OF ALABAMA)

BALDWIN COUNTY)

KNOW ALL MEN BY THESE PRESENTS, that we GLENN W. CHRISTAIN, as principal and the undersign as sureties, are held and firmly bound unto J. W. DUNHAM and POLK KOONCE, in the sum of TWO THOUSAND (\$2000.00) DOLLARS, for the payment of which, well and truly to be made, we and bined ourselves our heirs, executors, administrators, jointly and severally, firmly by these presents.

Sealed with our seals and dated this the 17 day of August, 1948.

The condition of the above obligation is such, that, whereas, under a writ of detinue issued in favor of J. W. DUNHAM and POLK KOONCE, against GLENN W. CHRISTAIN, out of the Circuit Court of Baldwin County, Alabama, the Sheriff of said Court has been commanded to seize the following described property:

7 tables; 5 booths; 3 show cases; 1 cash register; 2 electric fans; 1 double sink; 1 steam table; 1 drink box; 1 ice box; 2 small work tables; 1 deep freeze; 1 hot water heater and storage tank; 1 electric Royal Crown Box; 1 stimson scale; 1 coffee maker; 1 deep fry; 2 iron pots; all dishes, pots, pans; 1 gas ice box; 28 chairs; 5 stools; 2 small cases; 2 work tables,

And has taken the same into his possession, and the possession of said property has been restored to the Defendant on execution of this bond;

Now, if the Defendant is cast in the said suit, and shall within thirty-days thereafter deliver the said property to the Plaintiff's and pay all cost and damages which may accrue from the detention thereof, the the above obligation to be void; otherwise remain in full force and effect.

Glenn W. Christain (SEAL)
C. V. Evans by C. D. Robinson (SEAL) *att in fact*
Catherine J. Evans (SEAL) *att in fact*
(SEAL)

Taken and approved this the 17 day of August, 1948.

Taylor Wilkins
Sheriff

1220

RECORDED

Filed
8-19-48
Miss J. Duck
Clerk

STATE OF ALABAMA
BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS: That we, J. W. DUNHAM and POLK KOONCE, as principals, are held and firmly bound unto Glen W. Christian, in the sum of Three Thousand & 00/100 Dollars (\$3,000.00) to be paid to the said Glen W. Christian, his heirs, executors, administrators or assigns; for which payment, well and truly to be made, we bind ourselves, and each of us, our and each of our heirs, executors and administrators, jointly and severally and firmly, by these presents.

Sealed with our seals, and dated this 6th day of August, in the year of our Lord, one thousand nine hundred and forty-eight.

The condition of the above obligation is such, That whereas the above bound J. W. Dunham and Polk Koonce, on the day of the date hereof hath obtained at the suit of J. W. Dunham and Polk Koonce v. Glen W. Christian, a summons and complaint for the recovery of personal property in specie against said defendant and asks an endorsement by the Clerk of this Court "That the Sheriff is required to take the property mentioned in said complaint into his possession," as required by law in such cases, which summons and complaint are returnable to the next term of the Circuit Court of Alabama for said county, and which said endorsement is made upon the plaintiffs entering into this bond.

Now, if the said plaintiffs shall fail in this suit, and shall pay the defendant all such costs and damages as he may sustain by reason of the wrongful complaint in said case, then this obligation to be void, otherwise to remain in full force and effect.

J. W. Dunham SEAL
P. Koonce SEAL

Approved this 11th day of August, 1948.

Marie J. Smith
Clerk

RECORDED

no 1220

RECORDED

DETINUE BOND

J. W. DUNHAM, and POLK
KOONCE

Filed
8-11-48
Miss J. Dick
clerk

CECIL G. CHASON
ATTORNEY AT LAW
FOLEY, ALABAMA

17 August 1948

Mr. Taylor Wilkins,
Sheriff,
Bay Minette, Ala.

Dear Taylor:-

As you know, a detinue action has been started against Glen W. Christian for the recovery of certain property known as Canal Cafe. I am informed that it is his intention to make bond and since the damages are going to be considerable, I request that extreme care be taken in approving a signor.

Yours very truly,



C. G. Chason

CGC:lu
cc: Alice J. Duck
Clerk of Court
Bay Minette, Ala.

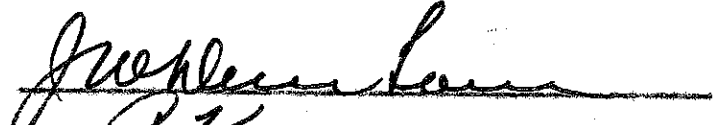
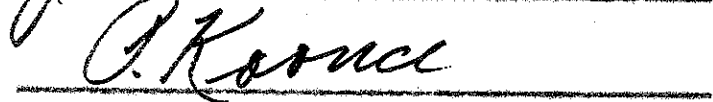
STATE OF ALABAMA

BALDWIN COUNTY

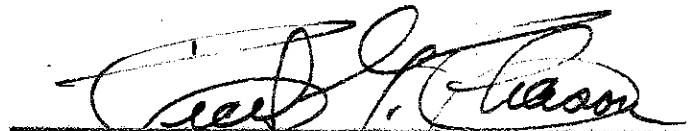
Before me, Cecil G. Chason, a Notary Public in and for said County in said State, personally appeared J. W. DUNHAM and POLK KOONCE, who are known to me, and who after being by me first duly and legally sworn, depose and say under oath as follows:

That they are the owners of and rightfully entitled to possession of the following described personal property under and by virtue of a chattel mortgage dated the 15th day of June, 1947, and payable twelve months after date, said note being in the principal amount of One Thousand Two Hundred Eighty-five & 42/100 Dollars (\$1,285.42) and carrying interest at the rate of six per cent (6%) per annum, viz: 7 tables; 5 booths; 3 show cases; 1 cash register; 2 electric fans; 1 drink box; 1 ice box; 2 small work tables; 1 deep freeze; 1 double sink; 1 steam table; 1 hot water heater and storage tank; 1 electric Royal Crown Box; 1 Stinson scale; 1 coffee maker; 1 deep fry; 2 iron pots; all dishes, pots, pans; 1 gas ice box; 28 chairs; 3 stools; 2 small cases; 2 work tables. Affiants further state that this note was executed by Glen W. Christian and Roland Jones and that the property is in possession of the said Glen W. Christian; that demand has been made therefor but that the said Glen W. Christian has refused to deliver possession.

Affiants further state that the chattel mortgage note above referred to gives them full right and authority to that possession of the property for the purpose of selling in accordance with the terms thereof and upon this authority, this affidavit is based.

Sworn to and subscribed before me on this the 6th day of August, 1948.


Notary Public, Baldwin County
State of Alabama

RECEIVED
JAN 11 1948

Filed
8-11-48
Alice J. Welch
clerk

no 1220

AFFIDAVIT

-66-

**J. W. DUNHAM, and
POLK KOONCE.**

[Handwritten signature]

[Handwritten signature]
JAMES H. HARRIS, District Attorney
JANUARY 10 1948

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS: That we, J. W. DUNHAM and POLK KOONCE, as principals, are held and firmly bound unto Glen W. Christian, in the sum of Three Thousand & 00/100 Dollars (\$3,000.00) to be paid to the said Glen W. Christian, his heirs, executors, administrators or assigns; for which payment, well and truly to be made, we bind ourselves, and each of us, our and each of our heirs, executors and administrators, jointly and severally and firmly, by these presents.

Sealed with our seals, and dated this 6th day of August, in the year of our Lord, one thousand nine hundred and forty-eight.

The condition of the above obligation is such, That whereas the above bound J. W. Dunham and Polk Koonce, on the day of the date hereof hath obtained at the suit of J. W. Dunham and Polk Koonce v. Glen W. Christian, a summons and complaint for the recovery of personal property in specie against said defendant and asks an endorsement by the Clerk of this Court "That the Sheriff is required to take the property mentioned in said complaint into his possession," as required by law in such cases, which summons and complaint are returnable to the next term of the Circuit Court of Alabama for said county, and which said endorsement is made upon the plaintiffs entering into this bond.

Now, if the said plaintiffs shall fail in this suit, and shall pay the defendant all such costs and damages as he may sustain by reason of the wrongful complaint in said case, then this obligation to be void, otherwise to remain in full force and effect.

J. W. Dunham SEAL
P. Koonce SEAL

Approved this _____ day of August, 1948.

• Clerk

DEED BOND

Sheriff, Baldwin County, Ala.

Taken and approved this 3 day of May 1948

(SEAL)

(SEAL)

(SEAL)

Now if the said Defendant in said suit shall deliver the said property to the Defendant within thirty days after judgment and pay all damages for the detention of the property and costs of suit, then this obligation to be void, otherwise to remain in full force and effect.

And whereas the said Defendant in said writ, has failed and neglected for the space of five days from the execution of said writ to give bond and take possession of said property as authorized by law.

Now if the said Defendant in said writ, has failed and neglected for the space of five days from the execution of said writ to give bond and take possession of said property as authorized by law.

RETURN TO SHERIFF

- One 16 gauge Winchester pump shot gun "12" model.
- One Winchester automatic 32 calibre rifle
- One Remington-Union Bag
- Two boxes 16 gauge shotgun shells
- Two boxes 32 calibre rifle cartridges
- One extension cord, mechanical reel
- One special coil of steel
- One special gauge, 3x3, 18 inch square
- One pair of heavy gloves, leather
- One pair of 1 inch microphones
- One 8 inch depth gauge
- One pair of goggles

The State of Alabama, {
Baldwin County

KNOW ALL MEN BY THESE PRESENTS, That we, Howard O.

Watkins

and _____

are held and firmly bound unto Calla Mae Janner Watkins

in the sum of One Hundred fifty Dollars, for the payment of which, well and truly to be made, we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated this 31 day of Aug 1948

The condition of the above obligation is such that whereas the said _____

Howard O Watkins did, on the 17 day of August 1948 sue out of the Circuit Court of Baldwin County a writ of detinue directed to any Sheriff of the State of Alabama commanding him to take into his possession the following property, to-wit: _____

which said writ was placed in the hands of Jaylos Wilkins

Sheriff of Baldwin County, Alabama, on the 24 day of August, 1948

and executed by him on the 24 day of August, 1948, by taking into his possession the following property, to-wit: _____

WATKINS VS WATKINS

One 16 gauge Winchester Pump shot gun "97" model.

One Winchester automatic 22 calibre rifle

One Canvas Duffle Bag

Two Boxes 16 gauge shotgun shells

Two Boxes 22 calibre rifle cartridges

One extension cord, mechanical reel

One special cole chisel

One Surface gauge, 3x3, 18 inch spindle

One pair welders gloves, leather

One pair 1 inch micrometers

One 6 inch depth gauge

Six pairs Goggles

One pair 12 inch outside calipers

Two round ten inch files

One 6 inch round file

One 6 inch half round file

One 8 inch round file

One 10 inch half round file

One 12 inch woodrasp half round

One 6 inch hook scale

Two 10 inch smooth files

One screw driver, 3/8 inch blade, fluted handle

Fifteen twist drills, 1/8 inch x 59/64 inches

One carpenters hand saw

One pair 12 inch extension dividers

The State of Alabama, {
Baldwin County

KNOW ALL MEN BY THESE PRESENTS, That we,

Watkins

and

are held and firmly bound unto

Calla Mae Janner Watkins

in the sum of

One Hundred fifty

Dollars, for the payment of

which, well and truly to be made, we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated this

31

day of

Aug

1948

The condition of the above obligation is such that whereas the said

Howard O Watkins

did, on the 17 day

of

August 1948

sue out of the

Circuit

Court of

Baldwin

County

a writ of detinue directed to any Sheriff of the State of Alabama commanding him

to take into his possession the following property, to-wit:

which said writ was placed in the hands of

Jaylos Wilkins

Sheriff of Baldwin County, Alabama, on the

24

day of

August

1948

and executed by him on the

24

day of

August

1948,

by taking into his

possession the following property, to-wit:

WATKINS VS WATKINS

One 16 gauge Winchester Pump shot gun "97" model.

One Winchester automatic 22 calibre rifle

One Canvas Duffle Bag

Two Boxes 16 gauge shotgun shells

Two Boxes 22 calibre rifle cartridges

One extension cord, mechanical reel

One special cole chisel

One Surface gauge, 3x3, 18 inch spindle

One pair welders gloves, leather

One pair 1 inch micrometers

One 6 inch depth gauge

Six pairs Goggles

One pair 12 inch outside calipers

Two round ten inch files

One 6 inch round file

One 6 inch half round file

One 8 inch round file

One 10 inch half round file

One 12 inch woodrasp half round

One 6 inch hook scale

Two 10 inch smooth files

One screw driver, 3/8 inch blade, fluted handle

Fifteen twist drills, 1/8 inch x 59/64 inches

One carpenters hand saw

One pair 12 inch extension dividers