

1229

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 summons 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 instanter and make return as required by law.

WITNESS my hand this 30th day of August, 1948.

Allice J. Leuch
Clerk

J. W. DUNHAM and POLK
KOONCE,

Plaintiffs,

-VS-

GLEN W. CHRISTIAN,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

LAW SIDE

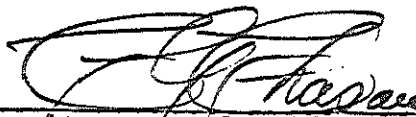
COUNT I

Plaintiffs sue to recover possession of the following described property, viz: One (1) restaueant; one (1) three room cottage just back of restaurant and one (1) one room cottage just back of restan- rant, the restaurant being approximately 40 x 50 feet and all three buildings being located at Canal Cottages about nine (9) miles south of Foley, Alabama, in Baldwin County of which they were in possession and upon which, pending such possession, and before the commencement of this suit, the defendant lawfully entered on demise of the plain- tiffs on a month to month rental and which now the defendant, after termination of his possessory interest and after the plaintiffs de- mand in writing therefor, unlawfully detains, together with Three Hundred Seventy-five Dollars (\$375.00) for the detention thereof.

COUNT II

Plaintiffs claim of the defendant all personal property of said defendant, including all godds, furniture, fixutes, equipment and effects of said defendant who is the tenant of the plaintiffs, lo-

cated and being in and enjoying the protection of that certain building known as Canal Cafe and a three room cottage and a one room cottage immediately west of said Cafe or being located approximately nine (9) miles south of Foley, Alabama, on Alabama Highway 3 at the intersection of the entercoastal canal.


Attorney for Plaintiffs

* * * * *

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

Whereas, Polk Koonce as a partner of the partnership composed of J. W. Dunham and Polk Koonce has complained on oath to me, the Clerk of the Circuit Court of said County, that Glen W. Christian is justly indebted to the plaintiffs in the sum of Three Hundred Seventy-five Dollars (\$375.00) and the plaintiffs having made affidavit and given bond as required by law in such cases, you are hereby commanded to attach so much of the personal estate of Glen W. Christian located in the premises described as Canal Cafe or in the cottages occupied by him immediately west of said Cafe as will be of value to satisfy the said debt and costs according to the complaint and such estate, unless replevied so to secure that the same may be liable to further proceedings thereon, to be had in the Circuit Court of the County of Baldwin to be held in the Courthouse thereof when and where you must make known how you have executed this write.

WITNESS my hand this the 30th day of August, 1948.


Clerk

Wm. J. Taylor
no 12 29
RECORDED

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

FILED
AUG 30 1948
ALICE L. DUCK, Clerk

CECIL G. CHASON
ATTORNEY AT LAW
FOLEY, ALABAMA

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS: That we, Dunham & Koonce, a partnership, by Polk Koonce, and Polk Koonce, individually, are held and firmly bound unto Glen W. Christian in the sum of Three Thousand Dollars (\$3,000.00) to be paid to the said Glen W. Christian, his heirs, executors, administrators and 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 30th day of August in the year of our Lord Nineteen Hundred and Forty-eight.

The condition of the above obligation is such that, whereas, the above bound Dunham & Koonce, a partnership, have on the date hereof prayed an attachment against the personal property of the said Glen W. Christian located and being in Canal Cafe, being on Alabama Highway 3 immediately south of where said highway is intersected by the entercoastal canal in Baldwin County, Alabama, for the sum of Three Hundred Seventy-five Dollars (\$375.00) and has obtained the same returnable to the present term of Circuit Court of Baldwin County.

Now, if the said plaintiffs shall prosecute their attachment to effect and pay the defendant all such costs and damages as he may sustain by reason of the wrongful or vexatious suing out of such attachment then this obligation to be void, otherwise to remain in full force and effect.

DUNHAM & KOONCE, A PARTNERSHIP,

By Polk Koonce SEAL
Partner

Polk Koonce SEAL
Individually

Approved this 30th day of August, 1948.

W. J. Neuch
Clerk

1227 RECORDED

Bond

*J. W. Denham and
Polk Koonce*

vs.

Glen W. Christian

FILED

AUG 30 1948

ALICE J. DUCK, Clerk

STATE OF ALABAMA

BALDWIN COUNTY

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DUNHAM & KOONCE, A PARTNERSHIP,

By

Partner

SEAL

Individually

SEAL

Approved this 30th day of August, 1948.

Clerk

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Alice J. Duck, Clerk of the Circuit Court of Baldwin County, Alabama, personally appeared Polk Koonce, who being duly sworn, deposes and saeth:

That Glen W. Christian is justly indebted to the partnership of Dunham & Koonce of which he is a partner in the sum of Three Hundred Seventy-five Dollars (\$375.00) for rental of the property known as Canal Cafe located on Alabama Highway 3 immediately south of the entercoastal canal in Baldwin County, Alabama, which said amount was justly due on the 18th day of August, 1948, for rental of the property above mentioned under and by virtue of an agreement whereby the said Glen W. Christian agreed to pay Dunham & Koonce the sum of One Hundred Twenty-five Dollars (\$125.00) per month, all of which said amount is due and unpaid.

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Affiant further shows that on the 18th day of September, 1948, an additional One Hundred Twenty-five Dollars (\$125.00) will be due and in the event of the occupancy of the property by the said Glen W. Christian for any number of days between the 18th day of August and the 18th day of September, that rental will be due and the sum may be ascertained by the relation of that number of days to the rental of One Hundred Twenty-five Dollars (\$125.00) per month.

Affiant further shows that he is authorized to make this affidavit; that the sum above specified is due for rent; that ~~assess~~ of attachment as provided for landlord for a lien for rent of buildings is being sued out; that this attachement is sued out under the provisions of the Code of Alabama which provides a lien for a landlord when the tenant fails or refuses on demand to pay such rent; that demand has been made on the said Glen W. Christian for the rental and that he fails and refuses on such demand to pay such rent; that this attachement is not sued out for the purpose of vexing or harassing said defendant.

Polk Koonce

Sworn to and subscribed before me on this the 30th day of August, 1948.

Alice J. Duck
Clerk

STATE OF ALABAMA
BALDWIN COUNTY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

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Alfred J. Luck
Clerk

J. W. DUNHAM and POLK
KOONCE,

Plaintiffs,

-VS-

GLEN W. CHRISTIAN,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

COUNT I

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COUNT II

Plaintiffs claim of the defendant all personal property of said defendant, including all goods, furniture, fixtures, equipment and effects of said defendant who is the tenant of the plaintiffs, to-

cated and being in and enjoying the protection of that certain building known as Canal Cafe and a three room cottage and a one room cottage immediately west of said Cafe or being located approximately nine (9) miles south of Foley, Alabama, on Alabama Highway 3 at the intersection of the entercoastal canal.


Attorney for Plaintiffs

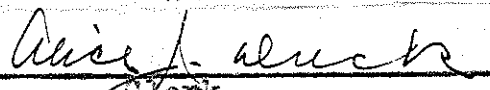
STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

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WITNESS my hand this the 30th day of August, 1948.


Clerk

2666

SUMMONS AND COMPLAINT

-VS-

LAW SIDE

AUG 30 1948
ALICE J. DUCK, Clerk

[Handwritten signature]

* Issues Letters and to authorities

[illegible][illegible]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07-27-2000 BY 60322
UCBAW

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Alice J. Duck, Clerk of the Circuit Court of Baldwin County, Alabama, personally appeared Polk Koonce, who being duly sworn, deposes and saeth:

That Glen W. Christian is justly indebted to the partnership of Dunham & Koonce of which he is a partner in the sum of Three Hundred Seventy-five Dollars (\$375.00) for rental of the property known as Canal Cafe located on Alabama Highway 3 immediately south of the entercoastal canal in Baldwin County, Alabama, which said amount was justly due on the 18th day of August, 1948, for rental of the property above mentioned under and by virtue of an agreement whereby the said Glen W. Christian agreed to pay Dunham & Koonce the sum of One Hundred Twenty-five Dollars (\$125.00) per month, all of which said amount is due and unpaid.

Affiant further shows that on the 18th day of September, 1948, an additional One Hundred Twenty-five Dollars (\$125.00) will be due and in the event of the occupancy of the property by the said Glen W. Christian for any number of days between the 18th day of August and the 18th day of September, that rental will be due and the sum may be ascertained by the relation of that number of days to the rental of One Hundred Twenty-five Dollars (\$125.00) per month.

Affiant further shows that he is authorized to make this affidavit; that the sum above specified is due for rent; that a suit of attachment as provided for landlord for a lien for rent of buildings is being sued out; that this attachment is sued out under the provisions of the Code of Alabama which provides a lien for a landlord when the tenant fails or refuses on demand to pay such rent; that demand has been made on the said Glen W. Christian for the rental and that he fails and refuses on such demand to pay such rent; that this attachment is not sued out for the purpose of vexing or harassing said defendant.

Polk Koonce

Sworn to and subscribed before me on this the 30th day of August, 1948.

C. G. C.

Alice J. Duck
Clerk

no 1229 RECORDED

affidavit

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FILED
AUG 30 1948
ALICE J. DUCK, Clerk