STATE OF ALABAMA () BALDWIN COUNTY ()

TO ANY LAWFUL OFFICER OF THE COUNTY OF BALDWIN:

Summon Bernice E. Boyd to appear before me on the) day of September, 1949, at the City Hall, Foley, Baldwin County, Alabama, to answer the complaint of Dean G. Almon and Ellen D. Almon, and there make return of this summons.

WITNESS my hand this the 13 day of September, 1949.

MR Sowell.

Justice of the Peace.

DEAN G. ALMON and ELLE	A Q	IN THE JUSTICE COURT OF
D. ALMON.	, A	M. R. HOWELL, JUSTICE OF
PLAIN:	TTERS	THE PEACE, BEAT 11, BALD-
BERNICE E. BOYD	Õ	WIN COUNTY, ALABAMA.
DEFENI	Q TMAC	
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The Plaintiffs sue to recover possession of the following tract of land situated in Baldwin County, Alabama, to-wit:

Lots 12, 13, 14, 15 and 16 in Block 3 of Southport Unit of Gulf Shores Ala. as shown on a map thereof recorded in Map Book I page 151 in the Probate office of Baldwin County, Alabama, including all fixtures and equipment located on said property used in the operation of a restaurant located thereon a list of said fixtures being attached hereto and made a part hereof the same as if written herein.

of which they were in possession, and upon which, pending such possession, and before the commencement of this suit the Defendant lawfully entered under a contract between the Plaintiffs and the Defendant, a copy of which is hereto attached, marked exhibit "A" and made a part hereof, and which now the Defendant, after the termination of her possessory interest, the Defendant having waived any notice required by law for the repossession of the said property, unlawfully detains, together with ONE HUNDRED (\$100.00) DOILARS for the detention thereof.

Attorney for the Plaintiffs.

State of Alabama & Baldwin County &

This contract of purchase and sale made and entered into in duplicate this 29 day of Jan., 1949, by and between Bernice E. Boyd, hereinafter called, Purchaser and Dean G. Almon and wife Ellen D. Almon, hereinafter called Sellers; WITNESSETH: In consideration of the premises and the mutual covenants herein contained it is agreed by and between said parties as follows;

1. The Sellers agree to sell to the Purchaser the follow-

ing described property in Baldwin County, Alabama;

Lots 12, 13, 14, 15 and 16 in Block 3 of Southport Unit of Gulf Shores Ala., as shown on a map thereof recorded in Map Book 1 page 151 in the Probate office of Baldwin County, Alabama, including all fixtures and equipment located on said property used in the operation of a restaurant located thereon a list of said fixtures being attached hereto and made a part hereof the same as if written herein.

The Sellers agree to pay all taxes for the year 1948, to transfer to Purchaser all insurance now in force on said property and to give Purchaser a clear title to same, all the above being contingent on this transaction being closed on or before March 28, 1949.

In consideration of the above Purchaser agrees to given to Sellers on the execution of this contract and as a part of the earnest money or down payment on the above property a warranty deed, subject to a mortgage thereon which Sellers agree to assume, to that certain house and lot in Birmingham Ala., located at 2930 Norwood Blvd. and fully described in that certain warranty deed from John A. Barranco et als, executed on or about March 14, 1947, and recorded in Deed Book 3876, page 99, in the office of the Probate Judge of Jefferson County, Alabama, which full description is made a part of this instrument the same as if written herein. It is specifically understood and agreed that should this transaction fail or consumation for any fault whatsoever on the part of the Purchaser, including failure of Purchaser's husband to execute the mortgage hereinafter provided for title to said Birmingham property shall remain in Sellers as liquidated damages for failure to carry out this contract.

Purchaser further covenants and agrees to; pay the Sellers \$5,000.00 cash on or before said March 28, 1949, failing which Sellers may declare this contract void and immediately repossess said Baldwin County property and Purchaser hereby waives any notice required by law for the recovery of said possession; to pay the further sum to Sellers of \$11,000.00 in 3 equal sums represented by 3 promissory bearing 5% interest payable when the principal sums are payable, the first note payable April 1, 1950, the second note payable April 1, 1951 and the third note payable April 1, 1952, with the right to Purchaser to pay any part or all of said \$11,000.00 at any time with interest to date of payment said notes to be secured by a First Mortgage on said property and equipment herein described; to insure said property for fire and storm in an amount equal to two-thirds of the amount of the unpaid balance; not to commit or permit waste on said property and to maintain said premises and equipment in as good condition as now exists natural wear and tear excepted. Purchaser further agrees to pay all notes on said Birmingham property through January 1949, to pay all 1948 taxes due thereon, to assigns, set over and transfer all insurance now in force on said Birmingham property and to pay any debts outstanding for alterations and repairs.

In witness whereof we have hereunto set our hands and seals on the date above written.

Berniee E. Boyd
Purchaser

Dean G. Almon
Seller

Ellen D. Almon
L. S.
Seller

State of Alabama (Baldwin County)

I, Robert M. Mundine, a Notary Public, in and for said State, and County hereby certify that Bernice E. Boyd, Dean G. Almon and wife Ellen D. Almon whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this date that, being informed of the contents of said instrument they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal of office this 29 day of Jan., 1949.

Robert M. Mundine Notary Public.

Foley, Ala. March 28th, 1949.

We the undersigned acknowledge receipt of \$2250. cash, note of Claude Peteet for \$250. due May 28th, 1949, making a total of \$2500. Upon receipt of this sue we hereby extend the said contract on which there is due \$2500. until November 5th, 1949; \$500. note due July 28th, 1949 and \$2000. due Nov. 5th, 1949.

```
1 250 Gal. Butane Gas Tank
1 Flood Light
1 Neon Sign
1 24" Attic Fan
1 R. C. Allen Cash Register
l Victor 23 case beverage Vox (elec)
1 (7-Up) 13 case drink box (Elec)
1 Wall Cabinet
l Glass Pie Case
l Electric Vaculator Coffee Maker
1 Oasis Electric Water Cooler
l Utility Table
l Coffee Stand
24 Chairs
1 Baby Chair
11 Stools
1 Fountain Sink
l Silverwear Tray
5 Glass Racks
llı Ash Trays
8 Sugar Containers
3 Cremm Containers
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13 Salt Shakers 10 Pepper Shakers 6 Napkin Holders 1 Cigeratte Case

STATE OF ALABAMA V BALDWIN COUNTY V

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1 Restaurant Grill with warmer
1 #82 B. Garland Range
1 Gas Refrigerator
1 Electric Refrigerator
1 Electric Deep Freezer 8 ft. G.E.
19 three compartment sink with
side arm heater
1 30 Gal. Mission Hot Water Tank
1 Butane Gas Heater
4 Kitchen Tables
1 Scalding Rack
41 Table Knives
40 Table Forks
17 Cocktail Forks
59 Teaspoons
13 Ice Tea Spoons
11 Table Spoons
26 Coffee Cups
32 Coffee Saucers
71 Water Glasses
78 Miscelaneous Glasses
42 Dinner Plates
28 Sandwich Saucers & Plates
1 Glass Coffee Maker
2 Metal Tops for Coffee Maker
2 Protector Rubber Mats
1 Metal Ice Cream Cone Holder
1 Glass Ice Cream Cone Holder
4 Steak Weights
5 Butcher Knives
6 Tin Pie Pans
8 Glass Pie Pans
3 Roasters
 2 Deep Fat Fryers with baskets
 5 Skillets
 1 Dutch Oven
 5 Sauce Pans
 14 Miscellaneous kitchen tools
 2 Egg Poachers
 2 Bread Boxes
 2 Potato Peelers
 3 Strainers
 2 Cake Pans
 2 Platters
 9 Butter dishes
 37 Cereal & dessert dishes
 3 large bowls
 8 serving trays
 2 car serving trays
 l flour can
 l Pie marker
 1 Muffin tin
 1 Cornstick pan
 l grater
 l coffee measurer
 l Swing-a-way Can opener
 l Biscuit pan
 l large aluminum Pitcher
 9 Refrigerator dishes
 1 Onion chopper
 l Lemon juicer
 l dish pan
 l was pan
 1 wooden mop bucket with step-on-ringer
 l fly sprayer
 l sink plunger
 5 minu holders
 l Pabst counter beer opener
 12 plastic Lilly Tulip cups
 1 Cahister Set
 1 Pencil sharpener
 Ice Cream Scooper
 5 Serving Tables.
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Executed by January. Original in Person Bh. Cobb Beat Constable 14 Dean G. almon. et of Gernice E. Boy. S Lewesus a Conffaint FILED

To HOW. M. R. HOWELL, JUSTICE OF THE PEACE, Beat Fourteen, Baldwin County, Alabama:

You will take note that the following order was rendered by the Circuit Court of Baldwin County on the 27 day of Sept 1949:
"Ex parte; Bernice E. Boyd.

"In re: Dean G. Almon and Ellen D. Almon, Plaintiffs, vs. Bernice E. Boyd, Defendant, in the Justice Court, Beat Fourteen, Baldwin County, Alabama.

"Comes the petitioner by her attorneys and files in this Court for petition praying that a writ of prohibition be directed to the Hon. M. R. Howell, as Justice of the Peace in Beat Fourteen, Baldwin County, Alabama, restraining and prohibiting him from proceeding further in the unlawful detainer case now pending in the Justice Court of Beat Fourteen, Baldwin County, Alabama, the style of the cause being Dean G. Almon and Ellen D. Almon, Plaintiffs vs. Bernice E. Boyd, Defendant.

"Said petition being submitted and duly examined and understood by the Court, it is considered and ordered that the rule nisi issue to the said M. R. Howell, as Justice of the Peace of Beat Fourteen, Baldwin County, Alabama, commanding and requiring him to show cause before the Circuit Court of Baldwin County, Alabama on the odd day of Oct at 10.1949, why the writ of prohibition should not issue to him as prayed for in said petition.

"It is further ordered that the Hon. M. R. Howell, Justice of the Peace, be restrained from further proceeding in the unlawful detainer case as above styled until further ordered by this Court."

Now, then, in pursuance to the foregoing order the rule nist hereby issues to the said Hon. M. R. Howell, Justice of the Peace, of Boat Fourteen, Baldwin County, Alabama, commanding and requiring him to show cause before the Circuit Court of Baldwin County, Alabama on the day of Oct 1949, why the writ of prohibition should

EX PARTE

IN THE

BERNICE E. BOYD,

CIRCUIT COURT OF

Petitioner.

BALDWIN COUNTY, ALABAMA

In re: Dean G. Almon and Ellen D. Almon, Plaintiffs, vs.

Bernice E. Boyd, Defendant, in the Justice Court, Beat Fourteen,

Baldwin County, Alabama.

Comes the petitioner by her attorneys and files in this Court her petition praying that a writ of prohibition be directed to the Honorable M. R. Howell, as Justice of the Peace in Beat Fourteen, Baldwin County, Alabama, restraining and prohibiting him from proceeding further in the unlawful detainer case now pending in the Justice Court of Beat Fourteen, Baldwin County, Alabama, the style of the cause being Dean G. Almon and Ellen D. Almon, Plaintiffs, vs. Bernice E. Boyd, Defendant.

Said petition being submitted and duly examined and unierstood by the Court, it is considered and ordered that the rule nisi issue to the said M. R. Howell, as Justice of the Peace of Beat Fourteen, Baldwin County, Alabama, commanding and requiring him to show cause before the Circuit Court of Baldwin County, Alabama on the Carloico Am.

day of October, 1949, why the writ of prohibition should not issue to him as prayed for in said petition.

It is further ordered that the Honorable M. R. Howell, Justice of the Peace, be restrained from further proceeding in the unlawful detainer case as above styled until further ordered by this court.

Done this 2Th day of September 1949.

Telfair J. mashburu, fr.

IN PARKI

WINT WY

CIRCUIT COURT OF BAMA

EERLER R. BOLD,

Potttioner.

In re: Dean G. Almon and Ellen D. Almon, Plaintiffs, vs.

Baldwin County, Alabama.

Comes the petitioner by her attorneys and files in this Court her petition praying that a writ of prohibition be directed to the Homorable M. R. Howell, as Justice of the Peace in Beat Fourteen, Baldwin County, Alabama, restraining and prohibiting him from the ceeding further in the unlawful detainer case now pending in the Justice Court of Beat Fourteen, Baldwin County, Alabama, the selection cause being Dean G. Almon and Ellen D. Almon, Plaintiffs, was Bernice E. Boyd, Defendant.

Said petition being submitted and duly examined and understood by the Court, it is considered and ordered that the rule ries issue to the said M. R. Howell, as Justice of the Peace of Beat Fourteen, Baldwin County, Alabama, commanding and requiring him to show cause before the Circuit Court of Baldwin County, Alabama on the C^{Σ} day of October, 1949, why the writ of prohibition should not issue to him as prayed for in said petition.

It is further ordered that the Honorable M. R. Howell, Justice of the Peace, be restrained from further proceeding in the unlawful detainer case as above styled until further ordered by this court.

Done this 2 This 2 say of Leptember 1949.

2141 ou

EX PARTE

BERNICE E. BOYD,

Petitioner

IN THE

CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

TO THE HOW. TELFAIR J. MASHBURN, JR., Judge of said Court:

Now comes Bernice E. Boyd, Petitioner, through her attorneys, and shows to the Court that Dean G. Almon and Ellen D. Almon have filed suit in unlawful detainer before the Hon. M. R. Howell, Justice of the Peace of Beat 14, Baldwin County, and petitioner attaches a copy of said summons and complaint to this petitionand makes it a part thereof.

Petitioner further shows that it appears from said complaint that the action is an action to try title to real estate contrary to the statutes and constitution of the State of Alabama, and that in spite of this appearing on its face, the said Hon. M. R. Howell, as Justice of the Peace, did issue a summons and complaint against petitioner, which is to be tried September 28, 1949.

Wherefore, petitioner prays that a rule nisi issue from this
Honorable Court directed to the said Hon. M. R. Howell, Justice
of the Peace, and Dean G. Almon and Ellen D. Almon, ordering and directing
them to appear before this Honorable Court at a date and time to be
fixed by this Court, then and there to show cause why the Hon.
M.R. Howell as Justice of the Peace should not be prohibited from
proceeding further with said suit, other than to make such orders
as the court shall direct.

Petitioner further prays that on a final hearing hereof this Honorable Court will grant a writ of prohibition, mandamus or other remedial writ, ordering and directing the said Hon. M. R. Howell, Justice of the Peach, from further harassing, annoying or threating the said petitioner in said Justice Court in this cause.

BERNICE E. BOYD

Mer Attorneys.

STATE OF ALABAMA

BALDWIN COUNTY

Before me the undersigned authority in and for said State and County, personally appeared M. F. Dozier, who being by me first duly sworn, deposes and says that the matters of fact alleged in the foregoing petition are true and correct to his own personal knowledge.

<u> </u>			: : 5	2		
G.	bscr i bed	and swor		before m	e this	day of 1949.
MALLA G	28 A			2 2 3 3 5		
ntelg ₍ 180	BOXD		Beointee B			Notary Public.
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SAVAE OR VEVEYEV

BALDWIN COUNT

Before me the undersigned suthority in and for said State and County, personally appeared M. F. Dozier, who being by me first duly sworn, deposes and says that the matters of fact alleged in the foregoing withtimmers true and correct to his own personal knowledge.

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ALMON and ALMON, Pla vs E E. BOYD		of Bernice E		Moi	coll j	Public.		
DEAN G. A ELLEN D.	FIG BMOLG	Petition o		and the state of persons specific regions consequences and the state of the state o	gick ynk egwych autologik dichendy (i ben	Commence of the commence of th	oranen (h.1) oranen gode (halla koloniaka)	constituement and authorise confluctions on

STATE OF ALABAMA)
BAIDWIN COUNTY)

TO ANY LAWFUL OFFICER OF THE COUNTY OF BALDWIN:

Summon Bernice E. Boyd to appear before me on the 21 day of September, 1949, at the City Hall, Foley, Baldwin County, Alabama, to answer the complaint of Dean G. Almon and Ellen D. Almon, and there make return of this summons.

WITNESS my hand this the 13 day of September, 1949.

Justice of the Peace.

DEAN G. ALMON and ELLEN
D. ALMON,

Plaintiffs,

VS.

DERNICE E. BOYD,

Defendant

IN THE JUSTICE COURT OF

N. R. HOVELL, JUSTICE OF

BADDWIN COUNTY, ALABAMA.

The Plaintiffs sue to recover possession of the following tract of land situated in Baldwin County, Alabama, to-wit:

Lots 12, 13, 14, 15 and 16, in Blook 3 of Southport Unit of Gulf Shores Ala. as shown on a map thereof recorded in Map Book 1 page 151 in the Probate office of Baldwin County, Alabama, including all fixtures and equipment located on said property used in the operation of a restaurant located thereon a list of said fixtures being attached hereto and made a part hereof the same as if written herein.

of which they were in possession, and upon which, pending such possession, and before the commencement of this suit the Defendant lawfully entered under a contract between the Plaintiffs and the Defendant, a copy of which is hereto attached, marked exhibit "A" and made a part hereof, and which now the Defendant, after the termination of her possessory interest, the Defendant having waived any notice sequired by law for the repossession of the said property, unlawfully detains, together with OWE HUNDRED (\$100.00) DOLLARS for the detention thereof.

H. M. Hall (Signed) Attorney for the Plaintiffs.

State of Alabama ? Baldwin County

This contract of purchase and sale made and entered into in duplicate this 29th day of Jan. 1949, by and between Bernice E. Boyd, hereinafter called Purchaser, and Dean G. Almon and wife Ellen D. Almon, hereinafter called Sellers; WITNESSETH: In consideration of the premises and the mutual covenants herein contained it it agreed by and between said parties as follows;

1. The Sellers agree to sell to the Purchaser the following described property in Baldwin County Alabama;

Lots 12, 13, 14, 15, and 16 in Block 3 of Southport Unit of Gulf Shores, Ala. as shown on a map thereof recorded in Map Book 1 Page 151 in the Probate office of Baldwin County Alabama, including all fixtures and equipment located on said property used in the operation of a restaurant located thereon a list of said fixtures being attached hereto and made a part hereof the same as if written herein.

The Sellers agree to pay all taxes for the year 194 , to transfer to Purchaser all insurance now in force on said property and to give Purchaser a clear title to same, all the above being contingent on this transaction being closed on or before March 28, 1949.

2. In consideration of the above Purchaser agrees to give to Sellers on the execution of this contract and as a part of the earnest money or down payment on the above property a varranty deed, subject to a mortgage thereon which Sellers agree to assume, to that certain house and lot in Birmingham, Ala. located at 2930 Morwood Blvd. and fully described in that certain warranty deed from John A Barranco et als executed on or about March 14, 1947, and recorded in Deed Book 3876 Page 99 in the Office of the Probate Judge of Jefferson County, Alabama which full description is made a part of this instrument the same as if written herein. It is specifically understood and agreed that should this transaction fail of consumation for any fault whatsoever on the part of the Purchaser, including a failure of Purchaser's husband to execute the mortgage hereinafter provided for title to said Birmingham property shall remain in Sellers as liquidated damages for failure to carry out this contract.

Furchaser further covenants and agrees to pay the Sellers \$5,000.00 cash on or before said March 28, 1949 failing which Sellers may declare this contract vold and immediately repossess said Baldwin County property and Purchaser hereby waives any notice sequired by law for the recovery of said possession; to pay the further sum to Sellers of \$11,000.00 in 3 equal sums represented by 3 promissory notes bearing 5 % interest payable when the principal sums are payable, the first note payable April 1, 1950, the second note payable April 1, 1952; with the right to Furchaser to pay any part or all of said \$11,000.00 at any time with interest to date of payment said notes to be secured by a First Mortgage on said property and equipment herein described; to insure said property for fire and storm in an amount equal to two-thirds of the amount of the unpaid balance; not to commit or permit waste on said property and to maintain said premises and equipment in as good condition as now exists natural wear and tear excepted. Purchaser further agrees to pay all notes on said Birmingham property through January 1949, to pay all 1943 taxes due thereon, to assign, set over and transfer all insurance now in force on said Birmingham property and to pay any

dents outstanding for alterations and repairs.

In Witness whereof we have hereunto set our hands and seals on the date above written.

Bernice E. Boyd (Signed) L. S.

Dean G. Almon (Signed) I. S.

Ellen D. Almon (Signed) L. S.

State of Alabama Daldwin County

in and for said State and County, hereby certify that Bernice E. Boyd, Dean G. Almon and wife Ellen D. Almon whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this date that, being indormed of the contents of said instrument they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal of office this 29 day of Jan. 1949.

Robert M. Undine (Signed)
Notary Public.

1 250 Gal. Suteme Gas Tank 1 Priood Light 1, Moon Fign 1 24" Attic Fam 1 R.C. Allen Cash Register Victor 23 case beverage Box (elec) (7-Up) 13 case drink box (Elec) Capinet Class Pie Case 1 Diectric Vaculator Coffee Maker Casis Electric Mater Cooler Utility Table Coffee Stand 24 Chairs Baby Chair 11 Stools Feantain Sink Silverwear Tray Class Nacks 14 Ash-Trays 8 Suger Containers Cream Containers 13 Salt Shakors 10 Pepper Shakers Hapkin Holders Cigarette Case Restaurant Orill with warmer #82 Garland Range Ces Refrigerator Electric Edep reeser, 5 ft. C. E. 9° three compartment sink with side arm beater 30 Gal. Mission Hot Water Tank Butane Gas Heater 4. Kitchen Tables Scalding Rack 41 Table Knives 40 Table Forks 17 Cocktail Forks 59 Teaspoons 13 Ice Tea Spoons ll Table Spoons 26 Coffee Cups 32 Coffee Saucers 71 Water Tlasses 78 Miscelenerus Glasses Dinner Plates 28 Sandwich Seucors & Plates Class Coffee Maker Metal Tops for Coffee Maker \circ Protector Rubber Mats l Metal Ice Cream Cone Holder 1 Glass Ice Cream Vone Holder Steaks Weights Butcher Knives Tin Pie Pans 6 Class Pie Pans 8 Rosobers Deep Fat Fryers with baskets

5 Skillets Dutch Oven Sauce Fans 14 Miscelaneous Kitchen Tools Egg Poschers Bread Boxes 2 Potato Peelers Strainera Cake Pans 2 Platters 9 Buttor dishes 37 Cereal & Dessert dishes 3 large bowls serving trays 2 cer serving brays flour can Î Pie marker Buffin tin Cornstick pan grater coffee measurer Swing-e-way Can Opener Biscuit pan Large aluminum Pitcher Refrigerator Dishes-Onion chopper Lemon juicer Dish Pan Wash Fan Wooden mop bucket with I fly sprayer step-on wringer sink plunger menu holders Pabat counter beer opener 12 Plastic Lilly Tulip cups Callister Set Pencil Sharpener

Ice Cream Scooper

Serving Tables

And the Company of th

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7000 00 X CIVER 1000 MILE AUN BIO FERR gapaset gareen Protector Cultor Nets Catal los Crema Cone Tolder Class los Crema Cone Colder Matel Tope You Collee Balor 1 Class Coffee Raker 28 Sandwick Sameore & Plates CO DINIBL Withou Tigoelane Classes te Coffee Aggern 50 leaspoons 15 les Tea Spoons 11 lable Spoons 26 coffee Cape IN COURCELL FORM Correcting Cables 41 12010 MAIVOS 40 12010 Parias lee Cream Scooper Pencil Charywaser gowjanya gwon Contracer sea l Pabet commer beer opener le Plastic Milly Unlik côpe 4. Eltelman Tables oldo arm Deater 50 Cal. Election Hot Dater Tenk Dutane Cas Meater monn projects ngor bjeråsk gjå sbraker ngob-os skigsber 1888en skob breker ager 9. tires compartment attit with Can Latrigorator Wash Pan ionon jatowa Distribut 482 Jarrand Lange Rondament Crill with marrier Cigaretto Camo Onlon choppor Refrigurator Dishes-Maplin Holders Blacult pan Large almainan Plrch Permer Shakette TO Crown Containers and the Setis-e-may can open colles messumer 13 200201 T.S Commetter Dem 210 mar 100r 1017 111 551 Tions own our sonving brays I TIOCT I CATILA I CATILA I CATILA large bowle Collee Brand 9 Butter dishes 37 Jeresk & Dessert dishes carral repre Electric Vachlator Coffee Esker Ospis Electric Mater Cooler Cale Pans Flattors I Proc. Allen Cash Register I Pietor 25 case beverage Box (elee) I (7-19) IS case Arine Sex (Slee) Podato Poslore Egg Poachers 1924 Attio Tim la Miscolancome Mitohen Tools Darton Over T'd NOON STOR 1 3250 Cal. Setano Cas 1 371006 Light e chillore The State of the S

Deep Mat Sryere with backets

STATE OF ALABAMA & BALDWIN COUNTY &

TO ANY LAWFUL OFFICER OF SAID COUNTY:

You are hereby commanded to restore Dean G. Almon and Ellen D. Almon, to possession of the land and tenements which Dean G. Almon and Ellen D. Almon recovered of Bernice E. Boyd, in an action of unlawful detainer before me on the 12th day of October, 1949, to-wit:

Lots 12, 13, 14, 15 and 16 in Block 3 of Southport Unit of Gulf Shores Ala. as shown on a map thereof recorded in Map Book I page 151 in the Probate office of Baldwin County, Alabama.

You are further directed, of the goods and chattels, lands and tenements, of the said Bernice E. Boyd, you cause to be made the sum of \$100.00, as damages for the detention thereof, and also the sum of \$______, which the said Dean G.

Almon and Ellen D. Almon have recovered for their costs in this behalf expended.

WITNESS my hand this 25 day of October, 1949.

M. K. Sozozli.

Justice of the Peace.

Executed This day delineing possession of the with Colescribed property to Dean S. almon and of Ellen D. almon, No further property was found on which to large and hollect of wignest and cost Edleigh Steathan Deputy Skenff

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DEAN G. ALMO	N and ELLEN	Ŏ	IN THE JUSTICE COURT OF
D. ALMON	مانتون در بالباد برساد ۱ مساسر	Ŏ	M. R. HOWELL, JUSTICE OF
***	PLAINTIFFS	Ď	THE PEACE, BEAT 14, BALD-
		o karangan mangan m Tanggan mangan ma	WIN COUNTY, ALABAMA.
BERNICE E. I	4	Ž	
	DEFENDANT	Ò	

Now come the Plaintiffs and amend their complaint heretofore filed in this cause as follows:

By striking from the second paragraph the following:

"including all fixtures and equipment located on said property used in the operation of a restaurant located thereon a list of said fixtures being attached hereto and made a part hereof the same as if written herein."

So that the property sued for shall be described as follows, the following tract of land situated in Baldwin County, Alabama, to-wit:

Lots 12, 13, 14, 15 and 16 in Block 3 of Southport Unit of Gulf Shores Ala. as shown on a map thereof recorded in Map Book I page 151, in the Probate office of Baldwin County, Alabama.

Attorney for the Plaintiffs.

Files. mæHoweller J.J.

The State of Alabama, Baldwin County.

That we, BERNICE E. BOYD	
are held and firmly bound unto DEAN G. ALMON AND ELLEY D.	_ALDION
in the sum of TWO HUYDRED TWENTY-FIVE and OO/100 -	Dollars,
for the payment of which, well and truly to be made, we bind ourselves as	nd each of us, our and each of
our heirs, executors and administrators, jointly and severally. But upon	condition, that if the above
boundBERNICE BOYD	shall prosecute to
effect an appeal by had taken this day to the next term of the	it Court of
Baldwin County from a judgment rendered against him in favor of said $\mathcal{D}\mathbb{R}$	AN G. ALMON AND
ELLEN D. ALMON by M. R. HOWELL	
a justice of the peace for said county, for the sum of ONE HUNDRED AN	D 00/100
Dollars, debt in said appeal, shall p	oay such judgment, both as to
debt and costs as may be rendered against helf by the said Justi	ceCourt of
Baldwin County, then, in either of said events, this obligation to be void	, otherwise to remain in full
force and effect.	1.110.
Given under our hands and seals, this the	19 49
Approved:	e e freja (L. S.)
	(L. S.)
M.K. Howell: J.P.	(L,S.)



THE STATE OF ALABAMA
BALDWIN COUNTY

APPEAL BOND

JUSTICE'S COURT OF

MCHocoell

D. G. almon. Eller & almon)

PLAINTIFF

VS.

Bernice & Bond DEFENDANT

Filed this day of 19

ATTORNEYS	NAMES OF PARTIES	Court of Premed-14 CAUSE OF ACTION	ITEMIZED BILL OF COST		
	Dean & almon.	Unlaw Leel Detain	Justice's Fees Issuing Summons\$	50 _	.50
	Ellew. D. almon.	Suring to recover	Issuing Alias Summons Issuing Subpoena _ for each witness Issuing Execution and Taxing Cost	15	60
	V.S.	properly.	IssuingSummons to Garnishee and taking answer	50 _	
m.J. Donier	Bernice, E. Borrd.	/ / 0	IssuingAttachment WritAttachment Bond and Affidavit1		
. S. Richarby			Garnishment Bond and Affidavit	50 _ 1 00 _ 50	1.00
			Administering Oath and certifying same Certificate not otherwise provided for		
			Docketing Cause	10 50	.10
	DISPOSITI	ON OF CASE	Bond Judgment on Summary Proceeding	75	
	Bond and Affidavit Filed		Issuing Venire Facias Transcript of Proceeding Attending Trial or Right of Property 1	50	
	Summons and Complaint Issued Ret.	oct 12th 1949	Sci. Fa. or notice in nature thereof Making Return of Certiorari		
		B. F. Cobb. Comt	Release Anlangul Dinal		2,0
	This Cose was	tries and from	CONSTABLE'S FEES Civil Cases		
	The Evidence pr		Serving Summons 1 _ Serving Summons on each Witness	25	150
		quille of	Serving Garnishment 1.evying Execution under \$50.00 1	25 L 00	
,	Unlawful Dola	iner and Render	Levying Attachment under \$50.00 I Making Money, 3 per cent, not less than	75	
	Sudament in Far		Serving Sci Fa, or other like Notices	50 50	
(That The defendant	restore The property	Taking Bail or other Bond Keeping Property Levied on	-	·
	to Claubiff Judger		WITNESS' FEES Witness Days	50	20
		re appealed to	Garnishee's Fee	-	And the second second

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appealed -

STATE OF ALABAMA Q

BALDWIN COUNTY (

TO: BERNICE E. BOYD.

You are hereby commanded to be and appear before me at

10 a. m. on the 11 day of September, 1949, to answer
to and make defense against a complaint exhibited to me by Dean
G. Almon and Ellen D. Almon, for unlawful detainer.

WITNESS my hand this the 13 day of September, 1949.

Justice of the Peace. Beat 14, Baldwin County, Alabama.

Executed by serving Copy on Defendant en BN lobb.
Cont. Blot.
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Not nill take move that the initiate order as remiered by the Clivett Court of Saldwin County on the 1721ay of April 1949.

"Im re: Casa : Aluma and Wilman D. Alman, Plainising, vo. Service : Boyd, Daivadnat, in the Sustice loude, Seat Fourier: Peldyin Covery, Alabema.

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