

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS:- That the FARMERS & MERCHANTS BANK of Foley, Alabama, a corporation, as Principal, and E. F. SANDERS, as Surety, are held and firmly bound unto JOHN CONWAY and MRS. JOSEPHINE R. CONWAY in the sum of Two Hundred and Five Dollars (\$205.00), to be paid to the said JOHN CONWAY and MRS. JOSEPHINE R. CONWAY, their 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, administrators, successors and assigns, jointly and severally, and firmly by these presents.

Sealed with our seals, and dated this _____ day of May, 1951.

The condition of the above obligation is such, that whereas, the above bound FARMERS & MERCHANTS BANK of Foley, Alabama, a corporation, on the day of the date hereof hath obtained at the suit of FARMERS & MERCHANTS BANK of Foley, Alabama, a corporation, vs. JOHN CONWAY and MRS. JOSEPHINE R. CONWAY, a summons and complaint for recovery of personal property in specie against said defendants 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 Baldwin for said county, and which said endorsement is made upon the plaintiff entering into this bond.

Now, if the said plaintiff shall fail in this suit, and shall pay the defendants all such costs and damages as it 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.

FARMERS & MERCHANTS BANK of Foley,
Alabama, a corporation,

By

E. F. Sanders
its Vice-President as Principal

SEAL

E. F. Sanders
as Surety

SEAL

Approved this 1st day
of May, 1951.

W. J. Smith
Clerk

70165 RECORDED

B O N D

Farmers & Merchants Bank
of Foley, Alabama, a
corporation,

-vs-

John Conway and Mrs. Jose-
phine Conway.

FILED
JAN 1 1937
Foley, Ala.

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Alice J. Duck, Clerk of the Circuit Court of Baldwin County, in and for said County, personally appeared E. F. Sanders, Vice-President of the Farmers & Merchants Bank of Foley, Alabama, a corporation, who being duly sworn, deposes and saeth:

That the Farmers & Merchants Bank of Foley, Alabama, is the owner of and rightly entitled to possession of the following described personal property under and by virtue of a chattel mortgage dated the 24th day of November, 1950, and payable in installments as therein set out, there being now due the principal amount of One Hundred Dollars (\$100.00) on said note, with interest at the rate of eight per cent (8%) per annum from the 24th day of February, 1951, viz: one (1) 1941 Model Master DeLuxe Chevrolet 2 Door Sedan, Motor No. AA 1109224.

Affiant states that this chattel mortgage is filed in the office of the Judge of Probate of Baldwin County, Alabama.

Affiant further states that the chattel mortgage note above referred to gives the Farmers & Merchants Bank of Foley, Alabama, as owner thereof, full right and authority to the 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 day of May, 1951.

Alice J. Duck
Clerk

RECORDED

NO 165-D

A F F I D A V I T

Farmers & Merchants Bank
of Foley, Alabama, a
corporation,

-VS-

John Conway and Mrs. Jose-
phine Conway

Filed 5-7-51
A. J. Luck
clerk

1650

STATE OF ALABAMA)
BALDWIN COUNTY) IN THE CIRCUIT COURT . . . LAW SIDE
TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon John Conway and Mrs. Josephine R. Conway to appear before the Circuit Court of Baldwin County, in and for said County, at the place of holding the same, within thirty (30) days from the service of this summons and complaint, then and there to demur to or plead to the complaint of the Farmers & Merchants Bank of Foley, Alabama, a corporation.

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

WITNESS my hand this 7th day of May, 1951.

W. J. [Signature]
Clerk

- COMPLAINT -

FARMERS & MERCHANTS BANK) (
of Foley, Alabama, a) (
corporation,) (
Plaintiff,) (
-vs-) (
JOHN CONWAY and MRS JOSEPHINE) (
R. CONWAY,) (
Defendants.) (

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

COUNT I

The plaintiff claims of the defendants the following described personal property, to-wit:- one (1) 1941 Model Master DeLuxe Chevrolet 2 Door Sedan, Motor No. AA 1109224.

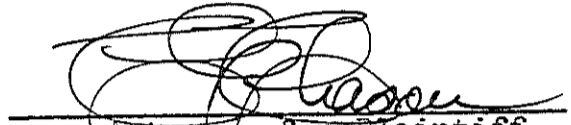
COUNT II

The plaintiff claims of the defendants One Hundred Dollars (\$100.00) due by Chattel Mortgage Note made by John Conway and Mrs. Josephine R. Conway on, to-wit, November 24, 1950, with interest at the rate of eight per cent (8%) per annum from the 24th day of February, 1951,

The plaintiff avers that in and by the terms of said Note the defendants waived as to this debt all right of exemption under

the Constitution and Laws of Alabama or any other state, and of this waiver the plaintiff now claims the benefit.

The plaintiff further avers that in and by the terms of said Note the defendants agreed to pay all costs of collecting or securing, or attempting to collect or secure said note, including a reasonable attorney's fee, and the plaintiff further claims of the defendants the further and additional sum of Twenty-five Dollars (\$25.00) as such reasonable attorney's fee.


Attorney for Plaintiff

STATE OF ALABAMA

BALDWIN COUNTY

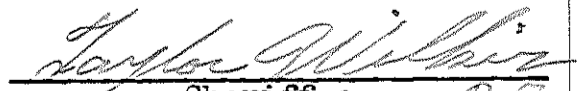
TO THE SHERIFF OF SAID COUNTY, GREETING:

The plaintiff 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 defendants give bond payable to the plaintiff, with security in double the value of the property, conditioned that if the defendants are cast in the suit, they will, within thirty (30) 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 1st day of May, 1951.


Clerk

Executed by serving a copy of the within summons and complaint on the defendants this _____ day of May, 1951.


Sheriff

Further executed by taking into my possession and storing property described within.

This _____ day of May, 1951.

Sheriff

RECEIVED.....
RETURNED.....
Not found in my County after diligent search
and inquiry.
W. H. HOLCOMBE, Sheriff
By..... D.S.

RECEIVED.....
RETURNED.....
Not found in my County after diligent search
and inquiry.
W. H. HOLCOMBE, Sheriff
By..... D.S.

RECEIVED.....
RETURNED.....
Not found in my County after diligent search
and inquiry.
W. H. HOLCOMBE, Sheriff
By..... D.S.

SUMMONS AND COMPLAINT

FARMERS & MERCHANTS BANK
of Foley, Alabama, a
corporation,

Plaintiff,

VS-

JOHN CONWAY and MRS. JOSE-
PHINE R. CONWAY,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

FILED

MAY 7 1951

ALICE J. DUCK, Clerk

CECIL G. CHASON
ATTORNEY AT LAW
FOLEY, ALABAMA

250 South Ann St
Px 34335

Executed 3-21-52 by Sheriff
a copy of the within or John
Conway and Mrs Josephine R. Conway
The property described herein was
not found. Taylor Wilkins - Sheriff

1650