V. I. JONES and O. M. JONES,

a Partnership, d/b/a JOWES AUTO COMPANY,

Plaintiffs

-VS-

LORIN C. STEPHENS and BETTY STEPHENS,

Defendants

STATE OF ALABAMA: County of baldwin:

Before me, a Notary Public in and for Baldwin County,
Alabama, personally appeared E. G. RICKARBY, JR., who being
duly sworn, deposes and says that he is attorney and agent for
the Plaintiffs in the above styled cause and he makes this affidavit as such and that the property sued for in the Complaint
of V. I. JONES and O. M. JONES, a Partnership, doing business
as JOWES AUTO COMPANY -vs- LORIN STEPEHNS and BETTY STEPHENS
belongs to the Plaintiffs in this cause.

els Affiants A

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAM A

Subscribed and sworn to before me this the 12th day of June, Mineteen Hundred Fifty-two.

Motary Public, Baldwin County, Alabama.

1. Lorner and Jones anto Co. Lornic Stephen and Betty Seephen

Letone

JUN 12 1952
ALICE J. DUCK, Clerk

Ruharly

LAW OFFICES

ELLIOTT G. RICKARBY

#### RICKARBY & RICKARBY

FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

27 June 1952

Mrs. Alice J. Duck Register Bay Minette, Ala.

Dear Mrs. Duck:

# 1812

Re: Jones Auto Co. Vs: Lorin Stephens

Request this case be dismissed and costs taxed against the Jones Auto Company, the Plaintiff.

Yours very truly,

E. G. Rickarby, Jr.

Attorney for Jones Auto Co.

EGRjr/fc

cc: Mr. Lorin C. Stephens

V. J. JONES and O. M. JONES, a Partnership d/b/a

IN THE CIRCUIT COURT OF BAIDWIN COUNTY, ALABAMA

JONES AUTO COMPANY,

Plaintiffs

-VS-

LORIN C. STEPEHNS and BETTY STEPHENS,

Defendants

#### ORDER

STATE OF ALABAMA: COUNTY OF BALDWIN

To the Sheriff of said County, Greetings:

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 Defendants give bond payable to the Plaintiffs, with security in double the value of the property, conditioned that if the Defendants are 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 and seal this the 12th day of June, Nine-teen Hundred Fifty-two.

Clerk, Circuit Cout, Baldwin County, Alabama.

Executed by serving a copy of the within summons and complaint on the Defendants this 12th day of June, 1952.

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V.L. JONES and

C.M. JOWES, A Partnership d/b/a

JONES AUTO COMPANY,

Plaintiffs

-VS-

LORIN C. STEPHENS and BETTY STEPHENS,

Defendants

#### COMPLAINT

The Plaintiffs claim of the Defendants the following described personal property, to-wit:

One 1950 30-foot House Trailer, Model No. 130 Mfg. Serial No. 130-50-985 with the value of the use thereof from to-wit: the 5th day of February, 1952.

Attorney for Plaintiff's

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

A CONTRACTOR AND A CONTRACTOR OF THE ACCOUNT OF THE ACCOUNT.

# THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No.----

TERM, 19\_\_\_\_

TO ANY SHERIFF OF THE STATE OF ALABAMA:

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	_	vithin thirty days from the service	e hereof, to the con	nplaint filed in
to appear and p	lead, answer or demur, v	within thirty days from the servi-		
		tate of Alabama, at Bay Minette	e, against	
the Circuit Cou	rt of Baldwin County, S	tate of Madama, at 227		
	1			Defendant
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Perisan 9	Plaintiff's Attorney				Sherif
78	Defendant's Attorney		5 4 4 7 4	· · · · · · · · · · · · · · · · · · ·	)
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STATE OF ALABAMA
BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, that we, V. L. JONES and

O. M. JONES, a Partnership, doing business as JONES AUTO COMPANY,

THE ATNA CASUALTY AND SURETY COMPANY, of Hartford,
AS Principal, and / Connecticut as Surety, are held

and firmly bound unto LORIN and BETTY STEPHENS, his heirs, executors,
and administrators, in the sum of SEVEN HUNDRED FIFTY DOLLARS

(\$750.00) for the payment of which we, jointly and severally, bind

ourselves, our heirs, executors and administrators, firmly by these

presents.

Sealed with our seals and dated the 9th day of June, Nineteen Hundred Fifty-two.

The condition of the above obligation is such that, whereas, the above bounden Jones Auto Company has, on the 9th day of June, 1952, sued out from the office of the Clerk of the Circuit Court of Baldwin County, Alabama in said State, a writ of detinue, returnable to the Circuit Court, against the said Lorin and Betty Stephens for the recovery of the following described property, to-wit: 1950 30 foot Spertanette House Trailer Serial No. 130-50-985

Now if the said Jones Auto Company shall fail in said suit, and shall pay to the said Lorin Stephens, the Defendant in said writ, 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.

JONES AUTO COMPANY

Notary Public. 🛝 🕸 🕼

12th duy of forme	145°2 By: //	_
STATE OF <u>Indiana</u> county of <u>Marion</u>	ss. <sub>I,</sub> <u>N. W. Orr</u>	
	a Notary Public in and for said County and State, do hereby certify th  H. E. Curry, Resident Vice-President, an  H. E. McCleaster, Resident Assistant Secretar	nđ
	Akyohdek/irk/kid	• •
·	of The Ætna Casualty and Surety Company, who are personally known me to be the same person whose name are subscribed to the foregoing instrumen appeared before me this day in person, and acknowledged that he signed, sealed ar delivered said instrument, for and on behalf of The Ætna Casualty and Suret Company, for the uses and purposes therein set forth.	to nt, nd

A. D. 19\_52

approved this

Fairhope, Alabama June 27, 1952

Mrs. Alice J. Duck Clerk Circuit Court Bay Minette, Alabama

Dear Mrs. Duck:

I hereby release the trailer, the subject matter of this suit, and all my rights in and to said trailer to the Jones Auto Company.

Yours very truly,

Lorin C. Stephens

## The Æina Casualty and Surety Company

Hartford, Connecticut

#### Certificate of Authority of Resident Vice-Presidents and Resident Assistant Secretaries.

KNOW ALL MEN BY THESE PRESENTS, That The Æina Casualty and Surety Company, a corporation organized under the laws of the State of Connecticut and having its principal office in the City of Hartford, State of Connecticut, by its duly authorized officer, does hereby appoint the following resident officers, with business address indicated below but without territorial restriction, and does grant full power and authority to each Resident Vice-President to sign and execute on its behalf, and to each Resident Assistant Secretary to seal and attest on its behalf, any and all bonds, recognizances, contracts of indemnity, or writings obligatory in the nature of 2 bond, recognizance, or conditional undertaking, and all such instruments signed by any one of said Resident Vice-Presidents, when sealed and attested by any other person named below as one of said Resident Assistant Secretaries, shall be as valid and binding upon the Company as if the same had been signed by the President and duly sealed and attested:

RESIDENT VICE-PRESIDENTS

I. W. Sturgeon H. E. Curry

John D. Daly

\* \* \*

RESIDENT ASSISTANT SECRETARIES

I. W. Sturgeon H. E. Curry Alice B. Fittz H. E. McCleaster BUSINESS ADDRESS

Indianapolis, Indiana

These appointments are made under and by authority of the following provisions of the by-laws of the Company which provisions are now in full force and effect and are the only applicable provisions of said by-laws:

CLE IV—Section 8. The President, any Vice-President, or any Secretary may from time to time appoint Resident Vice-Presidents, Resident Assistant Secretaries, Attorneys-in-Fact, and Agents to act for and on behalf of the Company and may give any such appointee such authority as his certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors may at any time remove any such appointee and revoke the power and authority given him.

CLE IV—Section 10. Any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President or a Vice-President or by a Resident Vice-President, pursuant to the power prescribed in the certificate of authority of such Resident Vice-President, and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary or by a Resident Assistant Secretary, pursuant to the power prescribed in the certificate of authority of such Resident Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact pursuant to the power prescribed in his or their certificate or certificates of authority.

IN WITNESS WHEREOF, The Ætna Casualty and Surety Company has caused this instrument to be signed by , A. D., 19 52. June its Secretary, and its corporate seal to be hereto affixed, this day of

> The Ætna Casualty and Surety Company, J. A. SWEARINGEN

> > Secretary.

State of Connecticut, County of Hartford-ss:

J. A. SWÉARINGEN

June , A. D., 19 52, before me personally came , to me known, who, being by me duly sworn, did depose and

say: that he is Secretary of The Ætna Casualty and Surety Company, the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the by-laws of said corporation and that he signed his name thereto by like authority.

> EMMA S. LATIMER Notary Public.

> > My Commission Expires Mar. 31, 1956.

#### **CERTIFICATE**

I, the undersigned, Assistant Secretary of *The Ætna Casualty and Surety Company*, a stock corporation of the State of Connecticut, DO HEREBY CERTIFY that the CERTIFICATE OF AUTHORITY of which the foregoing and attached copy is a full, true and perfect copy remains in full force and has not been revoked; and furthermore, that ARTICLE IV, Sections 8 and 10, of the by-laws of the Company, set forth in the Certificate of Authority, is now in force.

Given under my hand and the seal of the Company, at the Home Office of the Company, in the City of Hartford, State of

June , A. D., 19 52 Connecticut, this day of Assistant Secretary.

(S-1584-B) (M)

FILED JUN 12 1952 Alice J. Duck, Clerk

FILED
JUN 12 1952 ALICE J. DUCK, Clerk

V.L. JONES and O.M. JONES, A Partnership d/b/a

BALDWIN COUNTY, ALABAMA

IN THE CIRCUIT COURT OF

JONES AUTO COMPANY,

Plaintiffs

-VS-

LORIN C. STEPHENS and BEITY STEPHENS,

Defendants

#### COMPLAINT

The Plaintiffs claim of the Defendants the following described personal property, to-wit:

One 1950 30-foot House Trailer, Model No. 130 Mfg. Serial No. 130-50-985 with the value of the use thereof from to-wit: the 5th day of February, 1952.

Attorney for Plaintiffs

Plaintiff\_S\_\_

# THE STATE OF ALABAMA,

CIRCUIT COURT, BALDWIN COUNTY

No.\_\_\_\_\_TERM. 19\_\_\_\_

TO ANY SHERIFF OF THE STATE OF ALABAMA:

Von Are Hereby Commanded to Summon LORIN/STEPHENS and RETTY STEPHENS,

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

The control of the co

LORIN C. STEPHENS and BETTY STEPHENS , Defendant.s., Defendant.s., by V. I. JONES and O. M. JONES, a partnership, doing husiness as

JONES AUTO COMPANY

Witness my hand this 1942

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THE STATE OF ALABAMA	Defendant lives at
BALDWIN COUNTY	
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Defendants	•
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Plaintiff's Attorney	Sheriff
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Defendant's Attorney	Deputy Sheriff

COUNTY OF BALDWIN:

KNOW ALL MEN BY THESE PRESENTS, That we V. L. JONES and

O. M. JONES, a Partnership, doing business as JONES AUTO COMPANY,
THE MINA CASUALTY AND SURETY COMPANY OF HARTFORD, CONNECTICUT
and / as Surety are held and firmly bound unto LORIN

and BETTY STEPHENS in the sum of Six thousand and 00/100 (\$6,000.00)Dollars,

for the payment of which well and truly to be made we, jointly

and severally, bind ourselves and each of us, our heirs, executors
and administrators.

Sealed with our seals and dated, the 9 day of June, Nineteen Hundred Fifty-two.

The condition of the above obligation is such that, whereas, the said Jones Auto Company did, on the 9 day of June, 1952, sue out of the Circuit Court of Baldwin County, Alabama, a writ in detinue, directed to any Sheriff of the State of Alabama, commanding him to take into his possession the following property, to-wit: 1950 - 30 foot Spertanette House Trailer, Serial Number 130-50-985.

which said writ was placed in the hands of the said Sheriff of the County of Baldwin, on the 9 day of June, 1952, and executed by him on the 9 day of June, 1952, by taking into his possession the following property, to-wit: 1950 30foot Spertanette House Trailer Serial Number 130-50-985.

and, Whereas, the said Lorin and Betty Stephens, 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 Jones Auto Company, upon his failing in said suit, shall deliver the said property to the Defendant within thirty days after judgment, and pay damages for the detention of the property and costs of suit then this ablitation in the property and costs of suit then this ablitation in the property and costs of suit then this ablitation in the property and costs of suit then this ablitation in the property and costs of suit then this ablitation in the property and costs of suit then this ablitation in the property and costs of suit then this ablitation in the property to the detention of the property and costs of suit then this ablitation in the property to the detention of the property and costs of suit then this ablitation in the property to the detention of the property and costs of suit then this ablitation in the property to the detention of the property and costs of suit then this ablitation in the property and costs of suit then the property and costs of suit the property and costs

STATE OF Indiana county of Marion		
	a Notary Public in and for said County and State, of	lo hereby certify ident Vice-President, and
	H. E. McCleaster, Resi	dent Assistant Secretary,  Ahlohley/inlight,
	of The Ætna Casualty and Surety Company, who me to be the same person whose name are subscribed to appeared before me this day in person, and acknowledged that delivered said instrument, for and on behalf of The Ætna Company, for the uses and purposes therein set forth.  Given under my hand and notarial seal, this 9 day of the uses and purposes therein set forth.	the foregoing instrument, the signed, sealed and Casualty and Surety

Notary Public. 45, 07 Off

FORM S 1139-A

V. J. JOMES

O. M. JONES,

Partnership d/b/a

JONES AUTO COMPANY,

Plaintiffs

-∀s-

LORIN C. STEPEHNS and BETTY STEPHENS,

Defendants

#### ORDER

STATE OF ALABAMA: COUNTY OF BALDWIN

To the Sheriff of said County, Greetings:

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 Defendants give bond payable to the Plaintiffs, with security in double the value of the property, conditioned that if the Defendants are 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 and seal this the 12th day of June, Nine-teen Hundred Fifty-two.

Clerk, Circuit Cout, Baldwin County, Alabama.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

Executed by serving a copy of the within summons and complaint on the Defendants this 12th day of June, 1952.

S	h	er	• -	Ŧ,		

By:

Deputy Sheriff

Received in Sheriff's Office this/Oday of MMIXED TAYLOR WILKINS, Sheriff RECORDED Betty Stephans out forth in this County Executed this The Defendant faving failed to guy bond within the prescribed the within Whit timp bond executed by plaintiff is hereby of and taking the taken and cepytrony

June 12 1952 by Lewing as logy of On Josen C. Stephens within described this June 19 4 1982 property into my Paspession Keylo, Wilkins

ALICE L. DUCK, Clerk 3861 SI NOV 

STATE OF ALABAMA:

COUNTY OF BALDWIN:

KNOW ALL MEN BY THESE PRESENTS, That we V. L. JONES and

O. M. JONES, a Partnership, doing business as JONES AUTO COMPANY,
THE ATNA CASUALTY AND SURETY COMPANY OF HARTFORD, CONNECTICUT
and / as Surety are held and firmly bound unto LORIN

and BETTY STEPHENS in the sum of Six thousand and 00/100 (\$6,000.00)Dollars,

for the payment of which well and truly to be made we, jointly

and severally, bind ourselves and each of us, our heirs, executors

and administrators.

Sealed with our seals and dated, the 9 day of June, Nineteen Hundred Fifty-two.

The condition of the above obligation is such that, whereas, the said Jones Auto Company did, on the 9 day of June, 1952, sue out of the Circuit Court of Baldwin County, Alabama, a writ in detinue, directed to any Sheriff of the State of Alabama, commanding him to take into his possession the following property, to-wit: 1950 - 30 foot Spertanette House Trailer, Serial Number 130-50-985.

which said writ was placed in the hands of the said Sheriff of the County of Baldwin, on the 9 day of June, 1952, and executed by him on the 9 day of June, 1952, by taking into his possession the following property, to-wit: 1950 30foot Spertanette House Trailer Serial Number 130-50-985.

and, Whereas, the said Lorin and Betty Stephens, 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 Jones Auto Company, upon his failing in said suit, shall deliver the said property to the Defendant within thirty days after judgment, and pay 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.

Jeken and approved then June 19th 1952 Jaylor William - Sheriff

JONES AUTO COMPANY

By: (SEAL)

THE ETNA CASUALTY AND SURETY COMPANY SHALL

Taken and approved this 9th day of June, 1952. Surety

H.E.McCleaster, Resident Ass't. Secy.

H.E.Curry, Resident Vice-President

### The Ætna Casualty and Surety Company

Hartford, Connecticut

Certificate of Authority of Resident Vice-Presidents and Resident Assistant Secretaries.

KNOW ALL MEN BY THESE PRESENTS, THAT The Ætna Casualty and Surety Company, a corporation organized under the laws of the State of Connecticut and having its principal office in the City of Hartford, State of Connecticut, by its duly authorized officer, does hereby appoint the following resident officers, with business address indicated below but without territorial restriction, and does grant full power and authority to each Resident Vice-President to sign and execute on its behalf, and to each Resident Assistant Secretary to seal and attest on its behalf, any and all bonds, recognizances, contracts of indemnity, or writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and all such instruments signed by any one of said Resident Vice-Presidents, when sealed and attested by any other person named below as one of said Resident Assistant Secretaries, shall be as valid and binding upon the Company as if the same had been signed by the President and duly sealed and attested:

RESIDENT VICE-PRESIDENTS I. W. Sturgeon H. E. Curry John D. Daly

RESIDENT ASSISTANT SECRETARIES

I. W. Sturgeon H. E. Curry Alice B. Fittz H. E. McCleaster **BUSINESS ADDRESS** 

Indianapolis,

Indiana

\*\*\*

These appointments are made under and by authority of the following provisions of the by-laws of the Company which provisions are now in full force and effect and are the only applicable provisions of said by-laws:

ARTICLE IV—Section 8. The President, any Vice-President, or any Secretary may from time to time appoint Resident Vice-Presidents, Resident Assistant Secretaries, Attorneys-in-Fact, and Agents to act for and on behalf of the Company and may give any such appointee such authority as his certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors may at any time remove any such appointee and revoke the power and authority given him.

ARTICLE IV—Section 10. Any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President or a Vice-President or by a Resident Vice-President, pursuant to the power prescribed in the certificate of authority of such Resident Vice-President, and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary or by a Resident Assistant Secretary, pursuant to the power prescribed in the certificate of authority of such Resident Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact pursuant to the power prescribed in his or their certificate or certificates of authority.

IN WITNESS WHEREOF, The Etna Casualty and Surety Company has caused this instrument to be signed by its Secretary, and its corporate seal to be hereto affixed, this June

> The Ætna Casualty and Surety Company, J. A. SWEARINGEN

State of Connecticut, County of Hartford-ss:

9 day of J. A. SWEARINGEN On this

June

, A. D., 19 52, before me personally came , to me known, who, being by me duly sworn, did depose and

say: that he is Secretary of The Ætna Casualty and Surety Company, the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the by-laws of said corporation and that he signed his name thereto by like authority.

> EMMA S. LATIMER Notary Public. My Commission Expires Mar. 31, 1956.

#### **CERTIFICATE**

I, the undersigned, Assistant Secretary of The Ætna Casualty and Surety Company, a stock corporation of the State of Connecticut, DO HEREBY CERTIFY that the CERTIFICATE OF AUTHORITY of which the foregoing and attached copy is a full, true and perfect copy remains in full force and has not been revoked; and furthermore, that ARTICLE IV, Sections 8 and 10, of the by-laws of the Company, set forth in the Certificate of Authority, is now in force.

Given under my hand and the seal of the Company, at the Home Office of the Company, in the City of Hartford, State of

9 Connecticut, this day of June , a. d., 19 52 (S-1384-B) (M)

Assistant Secretary.

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STATE OF ALABAMA BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, that we, V. L. JONES and

O. M. JONES, a Partnership, doing business as JONES AUTO COMPANY,

THE ATNA CASUALTY AND SURETY COMPANY, of Hartford,
AS Principal, and / Connecticut as Surety, are held

and firmly bound unto LORIN and BETTY STEPHENS, his heirs, executors,
and administrators, in the sum of SEVEN HUNDRED FIFTY DOLLARS

(\$750.00) for the payment of which we, jointly and severally, bind
ourselves, our heirs, executors and administrators, firmly by these
presents.

Sealed with our seals and dated the 9th day of June, Nineteen Hundred Fifty-two.

The condition of the above obligation is such that, whereas, the above bounden Jones Auto Company has, on the 9th day of
June, 1952, sued out from the office of the Clerk of the Circuit
Court of Baldwin County, Alabama in said State, a writ of detinue,
returnable to the Circuit Court, against the said Lorin and Betty
Stephens for the recovery of the following described property,
to-wit: 1950 30 foot Spertanette House Trailer Serial No. 130-50-985

Now if the said Jones Auto Company shall fail in said suit, and shall pay to the said Lorin Stephens, the Defendant in said writ, 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.

approved this 19 th day of Jerne 1950 arisel wench. Clerks. JONES AUTO COMPANY

Sesser (SEAL)

THE ETNA CASUALTY AND SURETY COSEAL)

Surety

H.E. Curry, Resident Vice-President.

H.E.McCleaster, Resident Ass't. Secy.

# GASTON MOTOR CO.



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