

JACKSON W. STOKES

ATTORNEY AT LAW

September 5, 1969

TELEPHONE  
AREA CODE 205  
697-2694

POST OFFICE BOX 356  
ELBA, ALABAMA 36323

Mrs. Alice J. Duck  
Circuit Clerk  
County Courthouse  
Bayminette, Alabama

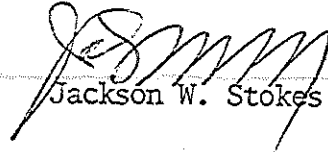
Re: Kerr McGee vs. Little

Dear Mrs. Duck:

Enclosed herewith is the original and one copy of the complaint in the above cause. You will note that Count Three shown in the complaint is a count in detinue. You will also find enclosed the detinue bond, which has been approved by Miss Gladys Clark, the Circuit Clerk in this County. When the Sheriff has perfected service on this Defendant, I would appreciate you notifying me so that we may make a proper bond under this count, if the Defendant does not desire to do so.

Thanking you and with my regards, I am,

Sincerely,

  
Jackson W. Stokes

JWS/jp

JACKSON W. STOKES

ATTORNEY AT LAW

September 5, 1969

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AREA CODE 205  
897-2894

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Mrs. Alice J. Duck  
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8875

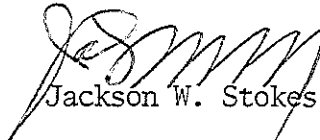
Re: Kerr McGee vs. Little

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JWS/jp

# Jackson W. Stokes

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ATTORNEY-AT-LAW

Elba, Alabama 36323

March 1, 1971

Honorable Taylor D. Wilkins, Jr.  
Attorney at Law  
P. O. Box 61  
Bay Minette, Alabama 36507

Re: Kerr- McGee vs William Little


Dear Red:

I received a copy of the non jury civil docket of Baldwin County today which is set for trial March 8, 1971.

I want to apologize to you for having not dismissed the above matter. Would you please get in touch with the judge and have this matter dismissed, with prejudice, and ask Mrs. Duck to send me a copy of the cost bill so that my client can pay same.

Thanking you and with my personal regards, I am,

Sincerely,

  
Jackson W. Stokes

JWS/jf

DALEVILLE OFFICE:  
STOKES & NOMBERG  
P. O. BOX 652  
DALEVILLE, ALABAMA 36322

TELEPHONE { 598-6261  
598-6262

JACKSON W. STOKES  
JOEL M. NOMBERG

THE STATE OF ALABAMA,CIRCUITCOURT.BALDWINCOUNTY.Term, 19

KNOW ALL MEN BY THESE PRESENTS:

That we, Catherine Little and Lewis E. Childress  
are held and firmly bound unto Kerr-McGee Chemical Corporation  
in the sum of Thirty-six Hundred and No/100 (\$3,600.00) Dollars,  
for which payment, well and truly to be made, we bind ourselves, our heirs, executors and administrators,  
jointly and severally, firmly by these presents.

Sealed with our seals and dated, this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

The Condition of the above Obligation is Such, That whereas the said \_\_\_\_\_  
Kerr-McGee Chemical Corporation did on the 8th day  
of September 1969, sue out of the Circuit  
Court of said County a writ in detinue, directed to any Sheriff of the State of Alabama, and commanding  
him to take into his possession the following property, sued for in action of detinue, to wit:

One thirty-two (32) foot Fruehauf Trailer, 1958 Model-  
Stainless Steel; one 1958 G. M. C. two ton tractor, serial  
number 552 At 2032

which said writ was placed in the hands of Taylor Wilkins,  
Sheriff of the County of Baldwin, on the 8th day  
of Sept 1969 and executed by him on the 16th day of  
Sept 1969 by taking into his possession

The above property

and whereas the above bound Plaintiff, Kerr-McGee Chemical Corporation

has within five days from the execution of said writ entered into this bond as required by law, and here-  
by obtain possession of said property.

And we, and each of us, hereby waive all rights of claim of exemption we or either of us have now, or may hereafter have, under the Constitution and Laws of Alabama, and do hereby severally certify that we have property free from all encumbrance to the full amount of the above bond.

Taken and approved,

Sept 19th 1969  
J. W. Wilkins  
Sheriff.

✓ Catherine Little (L.S.)  
Catherine Little

(L.S.)

Lewis E. Childress (L.S.)  
Lewis E. Childress

(L.S.)

No. \_\_\_\_\_

*The State of Alabama,*

\_\_\_\_\_ COUNTY.

\_\_\_\_\_ COURT.

**SHERIFF'S OFFICE**

VOL \_\_\_\_\_

66

vs. Plaintiff.

PAGE 58

Defendant.

**DETINUE REPLEVIN BOND, DEFENDANT.**

Filed \_\_\_\_\_ 19 \_\_\_\_\_

Sheriff.

Sheriff's Execution Docket, page \_\_\_\_\_

And we, and each of us, hereby waive all rights of claim of exemption we or either of us have now, or may hereafter have, under the Constitution and Laws of Alabama, and do hereby severally certify that we have property free from all encumbrance to the full amount of the above bond.

Taken and approved,

Taken and approved,

Sept 19th 1969  
Jayla Wilkins  
Sheriff.

Catherine Little (L.S.)  
Catherine Little

Lewis E. Childress (L.S.)  
Lewis E. Childress

(L.S.)

No. \_\_\_\_\_

*The State of Alabama,*

COUNTY: \_\_\_\_\_

COURT: \_\_\_\_\_

**SHERIFF'S OFFICE**

VOL. \_\_\_\_\_

vs. Plaintiff.

66

PAGE 58

DEFENDANT.

19

Sheriff.

Sheriff's Execution Docket, page \_\_\_\_\_

THE STATE OF ALABAMA,

CIRCUIT COURT.

BALDWIN

~~CORTEX~~

COUNTY.

KNOW ALL MEN BY THESE PRESENTS, That we, Jackson W. Stokes, as Attorney  
for Kerr-McGee Chemical Corporation

are held and firmly bound unto William A. Little

his heirs, executors, and administrators, in the sum of Fifty and No/100

DOLLARS, for the payment of which we jointly and severally bind ourselves, our heirs, executors, and administrators, firmly by these presents. And in favor of said undertaking, we and each of us waive our right of exemptions under the Constitution and Laws of Alabama.

Sealed with our seals and dated, this day of September, 19 69

THE CONDITION OF THIS OBLIGATION is such that, whereas the above bounden has on the day of September, 19 69 sued out from the office of the Clerk of the Circuit Court of

Baldwin County, in said State, a Writ of Detinue, returnable to the Next

Term, 1968, of said Court against the said William A. Little

for the recovery of the following property—to wit: One 32' Fruehauf Trailer, 1958 model-

stainless steel, one 1958 G.M.C. Two Ton tractor, serial number 552At2032,

located in Baldwin County, at Route 2, Box 100 Fairhope, Alabama

Now, if the said Kerr-McGee Chemical Corporation

shall fail in said suit, and shall pay to the said William A. Little

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.

KERR-McGEE CHEMICAL CORPORATION

Approved, this

9

BY:

It's Attorney

SEP 8 1969

CLERK  
REGISTER

September

Clerk.

FILED

ALICE J. DUCK

**THE STATE OF ALABAMA,**

BALDWIN

COUNTY.

**CIRCUIT COURT.**

Before me, Jean F. Parrish

personally appeared Jackson W. Stokes, as Attorney for Kerr-McGee Chemical Corporation,

who, having been by me duly sworn, deposeth and say that the following property—to wit:

One 32' Fruehauf Trailer, 1958 model Stainless Steel, One 1958

G. M.C. two ton tractor, serial number 552At2032

for the recovery of which he has instituted suit this day in the Circuit Court of Baldwin

County against William A. Little

is the property of Kerr McGee Chemical Corporation, the affiant.

Sworn to and subscribed before me, this 5th day of September, 19 69

Jean F. Parrish  
Notary Public

This is a good and sufficient bond and if in my county, I would approve same.

Gladys Clark  
Gladys Clark, Circuit Clerk  
Coffee County, Alabama

**FILED**

SEP 8 1969

**ALICE J. DUCK** CLERK  
REGISTER

No. 8875

**The State of Alabama,**

COUNTY.

**CIRCUIT COURT.**

VS.

VOL

66

PAGE 3

**AFFIDAVIT AND BOND IN DETINUE.**

Filed, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

Clerk.

Attorney.



# BAILEE'S RECEIPT

BAY MINETTE, ALA., Sept. 16, 1969

The State of Alabama, }  
Baldwin County

I hereby agree to take, care for and preserve as the Bailee of Taylor Wilkins,  
Sheriff of Baldwin County, Alabama, the following described personal property this day levied upon  
under Writ of Fieri Facias, Attachment, Detinue, issued out of the Circuit Justice Civil Court of Baldwin  
County, Alabama, in the above styled case, to-wit:—

~~(1) 321~~ (1) ~~322~~

- (1) 32' Fruehauf Trailer, 1958 model-stainless steel.
- (1) 1958 G.M.C. Two ton tractor, serial number 552at2032

I further agree to deliver the above described personal property to the said Taylor Wilkins,  
Sheriff of Baldwin County, Alabama, upon his written order of demand.

Witness : Roy Randall Deputy Sheriff Catherine Little, Bailee.

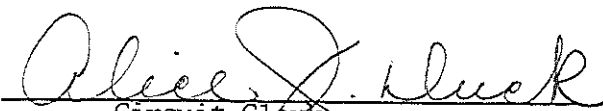
STATE OF ALABAMA

COUNTY OF BALDWIN

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to summons William A. Little, Route Two, Fairhope, Alabama, to be and appear before the Circuit Court of Baldwin County, Alabama, and answer, plead or demur within the time required by law to the complaint of Kerr-McGee Chemical Corporation.

Witness my hand this 8 day of September, 1969.

  
Circuit Clerk

KERR-McGEE CHEMICAL CORPORATION,  
A Corporation,

Plaintiff

VS

WILLIAM A. LITTLE,

Defendant

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

8875

COUNT I.

Plaintiff claims of the Defendant the sum of Two Thousand, Eight Hundred, Forty Dollars and ninety six cents (\$2,840.96), due by promissory note made by him on the 30th day of April, 1968, and payable on the 31st day of July, 1968, with interest thereon.

Plaintiff alleges that as a part of said promissory note, Defendant waived all his right on benefits available to him under any homestead, execution of other exemption now or hereafter in effect in any state where judgement may be entered on said promissory note.

Plaintiff further alleges that as a part of said promissory note, the Defendant agreed to pay a reasonable attorney's fee in the event of suit for collection of said note, and Plaintiff alleges that Four Hundred, and Twenty Six Dollars (\$426.00), would be a reasonable sum as such attorney's fee.

COUNT II.

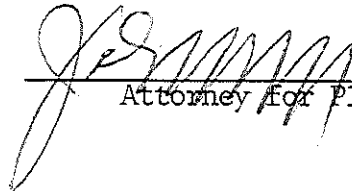
Plaintiff claims of the Defendant the sum of Two Thousand, Fifty Dollars and twenty four cents (\$2,050.24), for goods, merchandise and chattels sold by the Plaintiff to the Defendant on various dates during the years of 1967 and 1968, which sum of money, together with interest thereon is due and unpaid.

COUNT III.

VOL

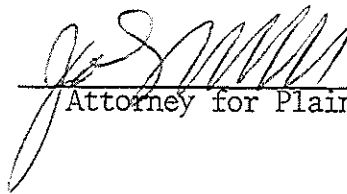
66 PAGE 580

The Plaintiff claims of the Defendant the following personal property, viz: One 32' Fruehauf Trailer, 1958 model-Stainless Steel, One 1958 G.M.C. Two ton tractor, serial number 552At2032, located in Baldwin County at Route 2, Box 100 Fairhope, Alabama.

  
Attorney for Plaintiff

Plaintiff's Attorney:  
Jackson W. Stokes  
P. O. Box 356  
Elba, Alabama

I acknowledge myself as security for cost in this cause.

  
Attorney for Plaintiff

**FILED**

SEP 8 1969

**ALICE J. DUCK** CLERK  
REGISTER

State of Alabama  
Baldwin County

CIRCUIT COURT

Kerr-McGee Chemical  
Corp. a corp  
Plaintiff...

VS.

William A. Little  
Defendant...

Defendant...

Detinue Summons and Complaint

Filed 9-8, 1969

Alice J. Luck Clerk

Jackson W. Stokes  
P.O. Box 356 Plaintiff's Attorney  
Elba, Ala  
Defendant's Attorney

928-2512  
5 PM

To the Sheriff of said County:

Whereas, the Plaintiff in the within stated cause has made affidavit and given bond as required by law you are hereby required to take the property mentioned in Complaint into your possession unless the Defendant gives bond payable to the Plaintiff with sufficient surety in double the amount of the value of the property, with condition that if the Defendant is cast in the suit he will within thirty days thereafter, deliver the property to the Plaintiff, and pay all damages and costs which may accrue from the detention thereof.

Alice J. Luck Clerk

Defendant lives at  
Rt 2  
RECEIVED  
Received in office  
SEP 8 1969  
\_\_\_\_\_, 19\_\_\_\_  
\_\_\_\_\_, Sheriff

I have executed this summons  
this Sept 8, 1969  
by leaving a copy with

William A. Little  
Catherine Little  
Mrs. William A. Little  
Wife  
Little

Taylor Wilkins Sheriff  
Roy Randall Deputy Sheriff

Printed by Moore Printing Co.

*William A. Little was not found  
tractor and trailer. Named within was attached  
and bond made by Mrs. Catherine Little*

*Sept 16th 1969*  
*Taylor Wilkins Sheriff*

The State of Alabama,  
Baldwin County.

CIRCUIT COURT

No \_\_\_\_\_

19

To Any Sheriff of the State of Alabama—Greetings:

You Are Hereby Commanded to Summon

to appear within thirty days from the service of this writ, in the Circuit Court to be held for said County at the place of holding the same, then and there to answer the complaint of-----

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

\_\_\_\_\_, Clerk

## COMPLAINT

Plaintiff.

Versus

Defendant.

The plaintiff\_\_\_\_claims of the defendant the following personal property, to-wit:

with the value of the hire or use thereof during the detention, to-wit:

from 19 , to 19

Plaintiff's Attorney.