

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 Raymond Sanspree and Rayford Sanspree

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 _____

G. O. Bishop and Aubrey McClantoc

Witness my hand this 6th day of Sept 1969

Alice J. Luck, Clerk

COMPLAINT

G. O. Bishop and

Raymond Sanspree and

Aubrey McClantoc

Rayford Sanspree

S

Plaintiff

Versus

Defendant

The plaintiff claims of the defendant the following personal property, to-wit:

One 1200 foot trammel fishing net with grey, red and white
alternating corks in two and three hundred foot sections.

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

September 6, 69
from 19 to 19
and of the alternate value of \$1200.00 Dollars

Plaintiff's Attorney.

Filed

9-6-69

Alice J. Luck
Clerk

State of Alabama

Baldwin County

CIRCUIT COURT

G. O. Bishop and

Aubrey McClantoc

Plaintiff

VS.

Raymond Sanspree and

Rayford Sanspree

Defendant

Detinue Summons and Complaint

Filed 9-6, 1969

Alice J. Luck Clerk

9372241

Taylor Wilkins

9372261

or 2251

Taylor Wilkins, Jr.

Plaintiff's Attorney

Defendant's Attorney

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

Received in office

, 19

, Sheriff

I have executed this summons

this, 19

by leaving a copy with

, Sheriff

, Deputy 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 Raymond Sanspree and Rayford Sanspree

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 _____

G. O. Bishop and Aubrey McClantoc

Witness my hand this 12th day of Sept 1969

Alice D. Luck, Clerk

COMPLAINT

G. O. Bishop and

Raymond Sanspree and

Aubrey McClantoc

Plaintiff

Versus Rayford Sanspree Defendants

The plaintiff claims of the defendant the following personal property, to-wit:

One 1200 foot trammel fishing net with grey, red and white
alternating corks in two and three hundred foot sections.

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

from September 6, 1969, to _____ 19__

and of the alternate value of \$1200.00 Dollars

Plaintiff's Attorney.

*Filed
9-6-69
Alice D. Luck
Clerk*

State of Alabama
Baldwin County

CIRCUIT COURT

G. O. Bishop and

Aubrey McClantoc

Plaintiff

vs.

Raymond Sanspree and

Rayford Sanspree

Defendant

Detinue Summons and Complaint

Filed 9-6, 1969

Alice D. Luck Clerk

Taylor Wilkins, Jr.

Plaintiff's Attorney

Defendant's Attorney

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 D. Luck Clerk

Defendant lives at

Received in office

6th day of Sept, 1969

Taylor Wilkins, Sheriff

I have executed this summons

this 6th day of Sept, 1969

by leaving a copy with

Raymond Sanspree

Rayford Sanspree

and taking into my

possession the with

described property

Bond made by plaintiff

Taylor Wilkins, Sheriff

_____, Deputy Sheriff

Don Secor

Printed by Moore Printing Co.

Sheriff claims 172 miles at

Ten Cents per mile Total \$ 17.20

TAYLOR WILKINS, Sheriff

BY Wilkins

DEPUTY SHERIFF

DETINUE — REPLEVY BOND OF PLAINTIFF

STATE OF ALABAMA }
Baldwin County

KNOW ALL MEN BY THESE PRESENTS, That we, G. O. Bishop and
Aubrey McClantoc

and _____
are held and firmly bound unto Raymond Sanspree and Rayford Sanspree
in the sum of TWENTY-FOUR HUNDRED and NO/100 (\$2,400.00) dollars, for the payment of
which, well and truly to be made, we jointly and severally bind ourselves, our heirs, executors and ad-
ministrators.

Sealed with our seals and dated this 15th day of Sept 19 69

The condition of the above obligation is such that whereas the said G. O. Bishop and
Aubrey McClantoc did, on the 6 day
of September 19 69 sue out of the Circuit Court of Baldwin

_____ a writ of detinue directed to any Sheriff of the State of Alabama commanding him
to take into his possession the following property, to-wit: _____

One 1200 foot trammel fishing net with grey, red and white
alternating corks in two and three hundred foot sections.

which said writ was placed in the hands of Taylor Wilkins,
Sheriff of Baldwin County, Alabama, on the 6 day of September, 19 69,
and executed by him on the 6 day of September, 19 69 by taking into his
possession the following property, to-wit:

One 1200 foot trammel fishing net with grey, red and white
alternating corks in two and three hundred foot sections

And whereas the said Raymond Sanspree and Rayford Sanspree
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 G. O. Bishop and Aubrey McClantoc upon his failing
in said suit shall deliver the said property to the Defendant within thirty days after judgment and pay
all 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.

G. O. Bishop (SEAL)
Aubrey McClantoc (SEAL)

(SEAL)

Taken and approved this 15th day of Sept 19 69
Taylor Wilkins
Sheriff, Baldwin County, Ala.

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

REPLEVY BOND
Of Plaintiff

vs.

Taken and approved this

day of _____, 196____

W.O. BISHOP,)	
AUBREY McCLANTOC,)	
Plaintiffs)	IN THE CIRCUIT COURT OF
vs.)	BALDWIN COUNTY, ALABAMA
RAYMOND SANSPREE,)	AT LAW
RAYFORD SANSPREE,)	
Defendants)	NO. 8877.

PLEA OF RECOUPMENT

TO THE HONORABLE TELFAIR J. MASHBURN, JUDGE OF SAID COURT:

Comes now the Defendant RAYFORD SANSPREE in the above styled cause and for answer to the Plaintiffs' complaint enters the plea of RECOUPMENT, claiming of the Plaintiffs the sum of FIVE HUNDRED AND SEVENTY-FIVE(\$575.00) DOLLARS, for that, heretofore, on, to-wit: September 1, 1969, the Plaintiffs, while operating their boat and under a duty to operate said boat in a safe and prudent manner, did negligently injure Rayford Sanspree by negligently losing over the side of their boat one 1200 foot trammel fishing net with grey, red and white alternating corks in two and three hundred foot sections, leaving the nets as a hazard in the canal, and as a proximate result of Plaintiffs' negligence, Rayford Sanspree's boat, which came along the canal four days later, was ensnarled in the nets left by the Plaintiffs, causing strain to his boat, entanglement of both Rayford Sanspree and Plaintiffs' nets in the wheel, a loss of stock, corrosion to the deck paint of Rayford Sanspree's boat because of the rotting fish which had accumulated in the Plaintiffs' net, lost time and labor, all damage proximately resulting from the negligence of the Plaintiffs, in the amount of \$575.00.

Daniel C. Robinson
Defendant's Attorney

I hereby certify that on this 16th day of October, 1969, I have mailed a copy of this pleading to Mr. Taylor Wilkins, Jr., Attorney of Record for the Plaintiffs.

Daniel C. Robinson
OCT 17 1969

STATE OF ALABAMA

Baldwin County

IN THE CIRCUIT COURT OF

Baldwin County

Before me, Taylor Wilkins, Jr., a Notary Public in and for said County, personally appeared G. O. Bishop and Aubrey McClantoc who being by me duly sworn deposes and says that the property sued for in the complaint of G. O. Bishop and Aubrey McClantoc filed in said Court, to-wit:

One 1200 foot trammel fishing net with grey, red and white alternating corks in two and three hundred foot sections. belongs to G. O. Bishop and Aubrey McClantoc, the plaintiff.

Sworn to and subscribed before me this 6 day of September, 1969
[Signature]
 Notary Public

[Signature]
 G. O. Bishop
[Signature]
 Aubrey McClantoc

STATE OF ALABAMA

Baldwin County

IN THE CIRCUIT COURT OF

Baldwin County

KNOW ALL MEN BY THESE PRESENTS. That we, G. O. Bishop and Aubrey McClantoc, Principal, and their Sureties, are held and firmly bound unto Raymond and Rayford Sanspree ~~his~~ heirs, executors and administrators in the sum of Fifty and no/100 (\$50.00) Dollars Dollars, for the payment of which we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated the _____ day of _____, 19 _____

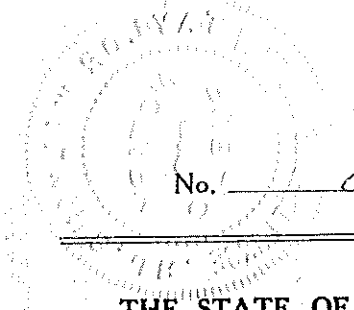
The condition of the above obligation is such that whereas, the above bound G. O. Bishop and Aubrey McClantoc has on the 6 day of

September, 1969 sued out a writ of detinue in the Circuit Court of Baldwin County, returnable to the said Circuit Court against the said Raymond and Rayford Sanspree for the recovery of the following described property, to-wit:

One 1200 foot trammel fishing net with grey, red and white alternating corks in two and three hundred foot sections.

Now, if the said G. O. Bishop and Aubrey McClantoc shall fail in said suit and shall pay to the said Raymond and Rayford Sanspree, the defendant in said suit, all such costs and damages as he may sustain by the wrongful complaint, then this obligation to be void, otherwise, to remain in full force and effect.

Taken and approved this 6 day of Sept (SEAL)
[Signature] 1969 [Signature] (SEAL)
[Signature] (SEAL)
 Clerk, Circuit Court



No.

8877

THE STATE OF ALABAMA

COUNTY

CIRCUIT COURT

Plaintiff

vs.

Defendant

Detinue — Affidavit and Bond

Filed this

SEP

day of

1969

19.

Clerk

G. O. BISHOP,	:	IN THE CIRCUIT COURT OF
AUBREY McCLANTOC,	:	
PLAINTIFFS,	:	BALDWIN COUNTY, ALABAMA
VS.	:	AT LAW
RAYMOND SANSPREE,	:	
RAYFORD SANSPREE,	:	CASE NO: <u>8827</u>
DEFENDANTS.	:	

DEMURRER

Comes now the plaintiffs, G. O. Bishop and Aubrey McClantoc, and file this demurrer to the defendant's plea of recoupment and set down and assign the following grounds separately and severally.

1. No facts are alleged to show that the plaintiffs owed any duty to the defendant or there was a breach of any duty, thereby proximately causing any damage.

2. The plea is a mere conclusion of the defendant with no facts alleged in support thereof.

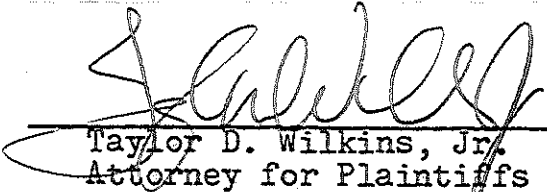
3. The plea is uncertain and indefinite, and there is lack of particularity in the pleading.

4. The plea is inconsistent in that it alleges an injury to Rayford Sanspree but alleges facts showing damage to his boat.

5. It is not alleged with sufficient certainty where said accident occurred.

6. The alleged negligence of the plaintiffs is not set forth with sufficient certainty.

7. The said plea of recoupment fails to set forth a cause of action against the plaintiffs.


Taylor D. Wilkins, Jr.
Attorney for Plaintiffs

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 20 day of Nov, 1969, served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States Mail, properly addressed, with first class postage prepaid.

FILED

NOV 20 1969

CLERK
REGISTER

VOL

62

PAGE 912

ALICE J. BUCK

of various other and important

1. The first part of the document is the title page which contains the title, author, and date of publication.

2. The second part of the document is the introduction which contains the purpose of the study and the scope of the work.

3. The third part of the document is the literature review which contains a summary of the work of other authors on the same subject.

4. The fourth part of the document is the methodology which contains a description of the methods used in the study.

5. The fifth part of the document is the results which contain the findings of the study.

6. The sixth part of the document is the conclusion which contains the author's final thoughts on the subject.

7. The seventh part of the document is the bibliography which contains a list of the sources used in the study.

8. The eighth part of the document is the appendix which contains any additional material that is relevant to the study.

9. The ninth part of the document is the index which contains a list of the topics covered in the document.

APPENDIX

1. The first part of the appendix is the title page which contains the title, author, and date of publication.

2. The second part of the appendix is the introduction which contains the purpose of the study and the scope of the work.

3. The third part of the appendix is the literature review which contains a summary of the work of other authors on the same subject.

4. The fourth part of the appendix is the methodology which contains a description of the methods used in the study.

5. The fifth part of the appendix is the results which contain the findings of the study.

6. The sixth part of the appendix is the conclusion which contains the author's final thoughts on the subject.

7. The seventh part of the appendix is the bibliography which contains a list of the sources used in the study.

8. The eighth part of the appendix is the appendix which contains any additional material that is relevant to the study.

9. The ninth part of the appendix is the index which contains a list of the topics covered in the document.

10. The tenth part of the appendix is the title page which contains the title, author, and date of publication.

11. The eleventh part of the appendix is the introduction which contains the purpose of the study and the scope of the work.

12. The twelfth part of the appendix is the literature review which contains a summary of the work of other authors on the same subject.

13. The thirteenth part of the appendix is the methodology which contains a description of the methods used in the study.

14. The fourteenth part of the appendix is the results which contain the findings of the study.

15. The fifteenth part of the appendix is the conclusion which contains the author's final thoughts on the subject.

16. The sixteenth part of the appendix is the bibliography which contains a list of the sources used in the study.

17. The seventeenth part of the appendix is the appendix which contains any additional material that is relevant to the study.

18. The eighteenth part of the appendix is the index which contains a list of the topics covered in the document.

G.O. BISHOP,)		
AUBREY McCLANTOC,)	IN THE CIRCUIT COURT OF	
Plaintiffs)	BALDWIN COUNTY, ALABAMA	
vs.)		
RAYMOND SANSPREE,)	AT LAW	NO. 8877
RAYFORD SANSPREE,)		
Defendants)		

AMENDMENT

TO THE HONORABLE TELFAIR J. MASHBURN, JUDGE OF SAID COURT:

Comes now the Defendant RAYFORD SANSPREE and offers to amend his Plea of Recoupment, filed in the above-styled cause, by the following changes:

1) Add after the phrase "did negligently injure," the following: the boat of.

2) Add after the phrase "was ensnarled in the nets left by the Plaintiffs," the following: two miles east of Beacon Twelve in the Mobile Ship Channel..

Daniel C. Robinson
Attorney for Defendant

I hereby certify that on this 9th day of December, 1969, I mailed a copy of this pleading to Mr. Taylor Wilkins, Jr., Attorney of Record for the Plaintiffs.

Daniel C. Robinson

FILED

DEC 10 1969

ALICE J. DUCK CLERK
REGISTER

G. O. BISHOP,	:	IN THE CIRCUIT COURT OF
AUBREY McCLANTOC,	:	BALDWIN COUNTY, ALABAMA
PLAINTIFFS,	:	AT LAW
VS.	:	
RAYMOND SANSPREE,	:	
RAYFORD SANSPREE,	:	
DEFENDANTS.	:	CASE NO. 8877

ANSWER

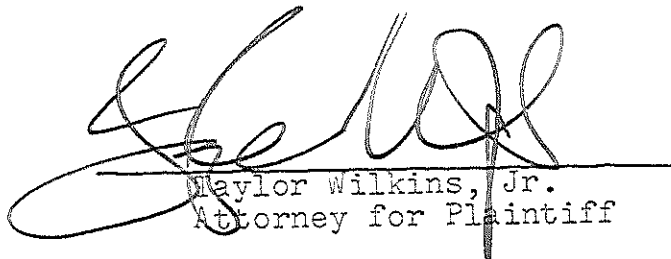
Comes now the Plaintiffs, G. O. Boshop and Aubrey McClantoc, and files this their answer to the defendants' pleas and to each count thereof separately and severally:

ONE

Not guilty.

TWO

That on, to-wit, September 5, 1969, the defendants, Raymond Sanspree and Rayford Sanspree, at or near a point two (2) miles east of Beacon Twelve in the Mobile Ship Channel, the defendants were guilty of negligence which proximately contributed to the accident resulting in damage to the fishing net and boat of the defendants which they were then and there operating.


Taylor Wilkins, Jr.
Attorney for Plaintiff

FILED

FEB 5 1970

ALICE A. WILKINS, JR.

CIVIL SUBPOENA — ORIGINAL — In case witness shall wish to charge for attendance, he shall produce to the Clerk in term this Subpoena, or within five days after adjournment of Court, else he shall be barred.

STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

Case No. 8877 TERM, 1970

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

You Are Hereby Commanded to Summon John Shutt - Bon Secour

Alton Banks - Fairhope

if to be found in your County, at the instance of the Plaintiff
to be and appear before the Honorable, the Judge of the Circuit Court of Baldwin County, at the Court House
thereof, by 9:00 o'clock of the forenoon, on the 5th day of Feb., 1970, and from
day to day and term to term of said Court until discharged by law, then and there to testify, and the truth to say,
in a certain cause pending, wherein G. O. Bishop, Plaintiff and
Raymond Sanspfee et al, Defendant.

Herein Fail Not, and have you then and there this Writ.

Given under my hand and seal, this 5th day of Feb., 19 70.

Alice J. Duck Clerk.

Received in office this _____ day of _____

_____, 19____

SHERIFF

I have executed this writ:


SHERIFF

77022
ORIGINAL

No. 8877

Page _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

G. O. Bishop

Plaintiff

Vs.

RAYMOND SANSPREE ET AL

Defendant

CIVIL SUBPOENA

Issued this 5th day of _____

Feb., _____, 1970

Alice J. Duck

Clerk