

MICHIGAN NATIONAL BANK) IN THE CIRCUIT COURT
Plaintiff) OF BALDWIN COUNTY,
VS) ALABAMA.
RONALD VOILES) AT LAW.
Defendant) CASE NO. 9191

Plaintiff claims of the defendant the following described property, viz:

One 1966 Statler Mobile Home, serial number 965.

with the value of the use thereof during the detention, viz:
February, 1970.

GIBBONS & STOKES

BY:

E. Graham Gibbons
Attorney for Plaintiff
P.O. Box 293 Mobile

Serve the defendant: Rt. 1 Box 297-A, Daphne, Alabama.
Located on Walling Road near Ballard Furniture Store, Highway
31.

FILED

MAR 31 1970

ALICE J. DUCK CLERK
REGISTER

The State of Alabama, }
Baldwin County

No. 9191

CIRCUIT COURT

19

To Any Sheriff of the State of Alabama—Greetings:

You Are Hereby Commanded to Summon Ronald Voiles

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

Michigan National Bank

Witness my hand this 31 day of March 19 70

Alvin J. Dush

, Clerk

COMPLAINT

MICHIGAN NATIONAL BANK

~~TOXKEX~~

Plaintiff

Versus

RONALD VOILES

Defendant

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

Bill of Complaint attached

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

from 19, to 19

Plaintiff's Attorney.

State of Alabama

Baldwin County

CIRCUIT COURT

MICHIGAN NATIONAL BANK

Plaintiff

VS.

RONALD VOILES

Defendant

Detinue Summons and Complaint

Filed 3-31, 1970

Alice J. Duck, Clerk

Gibbons & Stokes

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.

Signed Benkes
Receipt

Alice J. Duck Clerk

Received 31 day of March 1970
and on 11 day of April 1970
I served a copy of the within Detinue
on Ronald Voiles
By service on Ronald Voiles
TAYLOR WILKINS, Sheriff
D.S.

Defendant lives at

Spanis Fort

Received in office

, 19

, Sheriff

I have executed this summons

this 11th April, 1970

by leaving a copy with

Ronald Voiles

AND ATTACHING

1-1966 STACHE MOBILE HOME

SERIAL # 965

, Sheriff

Deputy Sheriff

Printed by Moore Printing Co.

BAILEE'S RECEIPT

BAY MINETTE, ALA., April 11, 1970

The State of Alabama,
Baldwin County

MICHIGAN NATIONAL Bank
US
RONALD VOILES

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) One 1966 Statler Mobile Home
Serial # 965

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

Witness : W. C. [Signature] A.S.

Ronald D. Voiles Bailee.

GIBBONS & STOKES

ATTORNEYS AT LAW
160 CONGRESS STREET
MOBILE, ALABAMA
TELEPHONE 433-2611

E. GRAHAM GIBBONS
B. F. STOKES, III
WILLIAM L. HOWELL

MAILING ADDRESS
P. O. BOX 293
MOBILE, ALABAMA 36601

July 24, 1970

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

Re: Michigan National Bank vs. Ronald Voiles, Case #9191

Dear Mrs. Duck:

Please recall that on July 13 the Court awarded judgment nil dicit for plaintiff for one 1966 Statler Mobile Home, serial number 965. Since ten days has now elapsed, please issue a writ of distringas to the sheriff to pick up this property. Your kind attention is appreciated.

Sincerely,


B. F. Stokes, III

BFS:he

THE STATE OF ALABAMA,
~~MORRIS~~ COUNTY.
BALDWIN

DETINUE BOND AND AFFIDAVIT.

KNOW ALL MEN BY THESE PRESENTS, That We, Michigan National Bank, principal
and Fidelity and Deposit Company of Maryland as surety

are held and firmly bound unto Ronald Voiles

heirs, executors and administrators, in the
sum of FIFTEEN HUNDRED DOLLARS Dollars, for
the payment of which we bind ourselves, our and each of our heirs, executors, and administrators, jointly
and severally, firmly by these presents.

Sealed with our seals and dated this 30 day of March, A. D. 19 70

The Condition of the above Obligation is such, That whereas the above bounden

Ronald Voiles

has, on

the 30 day of March 19 70, sued out from the office of the
Clerk of the Circuit Court of ~~Morris~~ Baldwin in the State of Alabama, a Writ of Detinue, returnable to the present
term of said Circuit Court of ~~Morris~~ Baldwin against the said Ronald Voiles

for the recovery of the following property.

to-wit One 1966 Statler Mobile Home, serial number 965.

NOW, if the said Michigan National Bank shall fail

in said suit, and shall pay to the said Ronald Voiles
the defendant in said writ all such costs and damages as he may sustain by the wrongful suing out of said
Writ of Detinue, then this obligation to be void, otherwise to remain in full force and benefit.

FILED

MAR 31 1970

ALICE J. DUCK

CLERK
REGISTER

Alice J. Duck

J. F. Seaver (Seal)
FIDELITY AND DEPOSIT COMPANY OF MARYLAND (Seal)

By: [Signature] (Seal)
Attorney-in-Fact

THE STATE OF ALABAMA,
~~Mobile~~ County
BALDWIN

DETINUE AFFIDAVIT

PERSONALLY appeared before me, ^{Notary Public} ~~John F. McDevitt~~, Clerk of the Circuit Court of ~~Mobile~~ Baldwin County,
J. F. Stallworth

who, being duly sworn deposes and says, that the property sued for in the complaint of National Bank vs Ronald Voiles
to-wit: One 1966 Statler Mobile Home, Serial number 965.

belongs to Michigan National Bank the said Plaintiff

Sworn to and subscribed the 30 day
of March, 19 70, before me.
John M. Ballard }
NOTARY PUBLIC Clerk J. F. Stallworth

No. _____

CIRCUIT COURT

~~Mobile~~ COUNTY

BALDWIN

MICHIGAN NATIONAL BANK

VS. { Detinue Affidavit
and Bond

RONALD VOILES

Filed _____ day of _____ 19 _____

Clerk Circuit Court, ~~Mobile~~ County
BALDWIN

Attorney



THE STATE OF ALABAMA,
MOBILE COUNTY.
BALDWIN

DETINUE BOND AND AFFIDAVIT.

KNOW ALL MEN BY THESE PRESENTS, That We, Michigan National Bank, principal
and Fidelity and Deposit Company of Maryland as surety

are held and firmly bound unto Ronald Voiles

heirs, executors and administrators, in the
sum of FIFTEEN HUNDRED DOLLARS Dollars, for
the payment of which, we bind ourselves, our and each of our heirs, executors, and administrators, jointly
and severally, firmly by these presents.

Sealed with our seals and dated this 30 day of March, A. D. 19 70

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Ronald Voiles

has, on

the 30 day of March 19 70, sued out from the office of the
Clerk of the Circuit Court of Baldwin in the State of Alabama, a Writ of Detinue, returnable to the present
term of said Circuit Court of Baldwin against the said Ronald Voiles

for the recovery of the following property.

to-wit One 1966 Statler Mobile Home, serial number 965.

NOW, if the said Michigan National Bank shall fail

in said suit, and shall pay to the said Ronald Voiles
the defendant in said writ all such costs and damages as he may sustain by the wrongful suing out of said
Writ of Detinue, then this obligation to be void, otherwise to remain in full force and benefit.

J. F. Seaworth (Seal)
FIDELITY AND DEPOSIT COMPANY OF MARYLAND (Seal)
By: (Seal)
Attorney-in-Fact

THE STATE OF ALABAMA,
~~Mobile~~ County
Baldwin

Notary Public
Baldwin
PERSONALLY appeared before me, John F. Alexander, Clerk of the Circuit Court of ~~Mobile~~ County,
J. F. Stallworth

DETINUE AFFIDAVIT

who, being duly sworn deposes and says, that the property sued for in the complaint of
National Bank vs Ronald Voiles

to-wit: One 1966 Statler Mobile Home, Serial number 965.

belongs to Michigan National Bank the said Plaintiff

Sworn to and subscribed the 30 day
of March, 1970, before me.

John F. Alexander
NOTARY PUBLIC

J. F. Alexander

No. 9191

CIRCUIT COURT

~~MOBILE~~ COUNTY

BALDWIN

MICHIGAN NATIONAL BANK

VS. } Detinue Affidavit
and Bond

RONALD VOILES

Filed day of 19

Clerk Circuit Court, ~~Mobile~~ County
Baldwin

Attorney

STATE OF ALABAMA
County of Mobile.

KNOW ALL MEN BY THESE PRESENTS, That we, Michigan National Bank
as Principal, and Fidelity & Deposit Co. of Maryland, as Sureties, are held and firmly bound unto
Ronald Voiles
in the sum of THREE THOUSAND DOLLARS (\$3,000.00)
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 this 30 day of March
in the year of our Lord, one thousand, nine hundred and 70

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the said
Michigan National Bank

did, on the 30 day of March, (1) 1970, sue out in the Circuit Court
Baldwin
of Baldwin County, Alabama, a writ in detinue, direct to any Sheriff of the State of Alabama, commanding him to take
into his possession the following described property, to-wit:

One 1966 Statler Mobile Home, serial number 965

which said writ was placed in the hands of Ray D. Bridges
Sheriff of the County of Baldwin, on the 30 day of March, 19 70, by taking into his possession
the following described property, to-wit: One 1966 Statler Mobile Home, serial
number 965.

and whereas the said Ronald Voiles
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 is the said Michigan National Bank

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.

J. F. Seccombe (Seal)
FIDELITY & DEPOSIT CO. OF MARYLAND (Seal)
BY: M. C. Demery (Seal)
As its Attorney in Fact

Taken and approved this the 20 day of April, 19 70

Taylor Wilkins
Sheriff, Mobile County, Alabama
BALDWIN

No. _____

COURT

BALDWIN
~~MOBILE~~ COUNTY

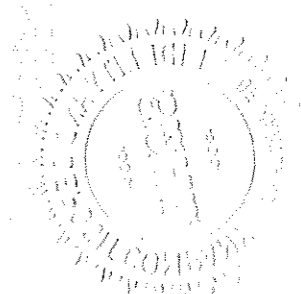
MICHIGAN NATIONAL BANK

VS.

} Detinue Forthcoming

} Bond by Plaintiff

RONALD VOILES



STATE OF ALABAMA
County of Mobile.

KNOW ALL MEN BY THESE PRESENTS, That we, Michigan National Bank
as Principal, and Fidelity & Deposit Co. of Md., as Sureties, are held and firmly bound unto
Ronald Voiles

in the sum of THREE THOUSAND DOLLARS (\$3,000.00)
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 this 30 day of March
in the year of our Lord, one thousand, nine hundred and 70

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the said
Michigan National Bank

did, on the 30 day of March, (1970), sue out in the Circuit Court
of Baldwin County, Alabama, a writ in detinue, direct to any Sheriff of the State of Alabama, commanding him to take
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number 965.

and whereas the said Ronald Voiles
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 is the said Michigan National Bank

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.

J. F. Stewart (Seal)
FIDELITY & DEPOSIT CO. OF MARYL. (Seal)
BY: M. G. O'Quinn (Seal)
As its Attorney in Fact

Taken and approved this 20 day of April, 1970

Taylor Wilkins
Sheriff, Mobile County, Alabama

www.sagepub.com at 128.190.254.254 on 04 May 2015

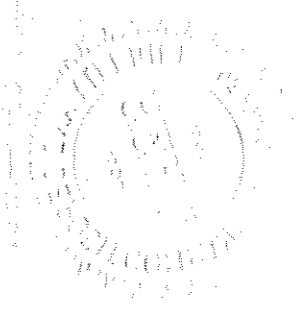
COURT

[illegible]

MICHIGAN NATIONAL BANK

Detinue Forthcoming
Bond by Plaintiff

RONALD VOILES



STATE OF ALABAMA
County of Mobile.

KNOW ALL MEN BY THESE PRESENTS, That we, Michigan National Bank
as Principal, and Fidelity & Deposit Co. of Md., as Sureties, are held and firmly bound unto
Ronald Voiles
in the sum of THREE THOUSAND DOLLARS (\$3,000.00)
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 this 30 day of March
in the year of our Lord, one thousand, nine hundred and 70

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the said

Michigan National Bank

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of Baldwin County, Alabama, a writ in detinue, direct to any Sheriff of the State of Alabama, commanding him to take
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which said writ was placed in the hands of Ray D. Bridges
Sheriff of the County of Baldwin, on the 30 day of March, 1970, by taking into his possession
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number 965.

and whereas the said Ronald Voiles
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 is the said Michigan National Bank

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.

J. F. Seacrest (Seal)
FIDELITY & DEPOSIT CO. OF MARYL. (Seal)
BY: H. O. Demorey (Seal)
As its Attorney in Fact

Taken and approved this the 20 day of April, 1970

Taylor Wilkins
Sheriff, Mobile County, Alabama

No. 9191

COURT

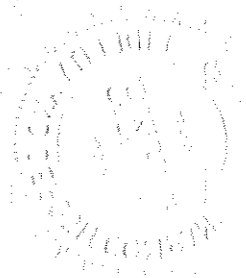
BALDWIN
MOBILE COUNTY

MICHIGAN NATIONAL BANK

VS.

Detinue Forthcoming
Bond by Plaintiff

RONALD VOILES



MICHIGAN NATIONAL BANK,

Plaintiff,

Vs.,

RONALD VOILES,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

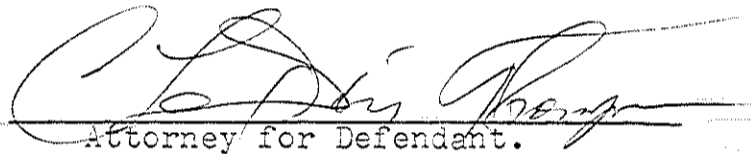
CASE NUMBER: 9191

A N S W E R

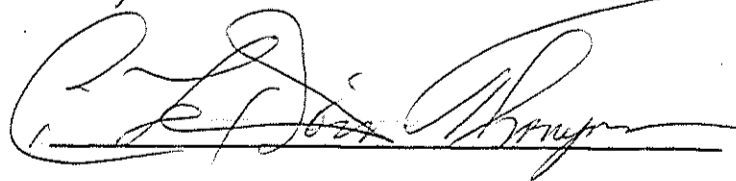
Comes the defendant in the above styled cause and for answer to the complaint filed in said cause pleads as follows:

(1) Non detinet.

(2) Said defendant alleges that a difference of accounting by the parties to this cause exists and respectfully enters a demand for an accounting.


Attorney for Defendant.

I, C. LeNoir Thompson, hereby certify that I have this day mailed a true and correct copy of the foregoing ANSWER to Honorable E. Graham Gibbons, Attorney for the Plaintiff, at his Mobile, Alabama, address via first class mail, postage prepaid on this 30 day of April, 1970.



FILED

MAY 1 - 1970

ALICE J. BUCK CLERK
REGISTER

OFFICE
937-3921

C. LeNOIR THOMPSON
ATTORNEY-AT-LAW
BAY MINETTE, ALABAMA 36507

HOME
937-7487

July 20, 1970

FILED

JUL 21 1970

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

ALICE J. DUCK CLERK
REGISTER

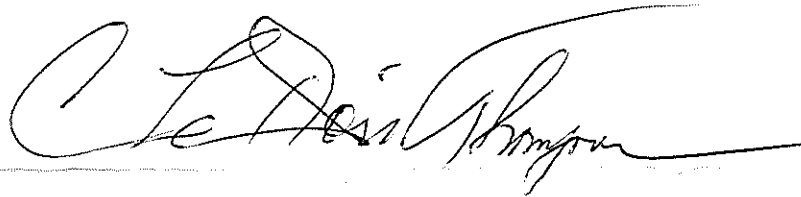
Re: Michigan National Bank vs.
Ronald Voiles

Case No. 9191

Dear Mrs. Duck:

I wish to withdraw as attorney for Ronald Voiles in the above styled cause and to withdraw the pleadings, which I have filed in the said cause. I have the consent of the plaintiff to withdraw the pleadings filed.

Yours very truly,



CLT/tb

MICHIGAN NATIONAL BANK,)	IN THE CIRCUIT COURT OF
Plaintiff)	BALDWIN COUNTY,
		ALABAMA
VS:)	AT LAW
RONALD VOILES,)	
Defendant)	CASE NO. 9191

Comes now the Plaintiff in the above styled cause and shows unto the Court that Defendant in this cause was duly served with complaint and summons and that he stands in default thereof.

WHEREFORE, Plaintiff moves the Court to enter judgment by default.

GIBBONS & STOKES

BY: B. F. Stokes, III
 B. F. STOKES, III
 Attorney for Plaintiff
 P. O. Box 293
 Mobile, Alabama 36601

MICHIGAN NATIONAL BANK,)	IN THE CIRCUIT COURT OF
Plaintiff)	BALDWIN COUNTY,
		ALABAMA
VS:)	AT LAW
RONALD VOILES,)	
Defendant)	CASE NO. 9191

Comes now the Plaintiff in the above styled cause and shows unto the Court that Defendant in this cause was duly served with complaint and summons and that he stands in default thereof.

WHEREFORE, Plaintiff moves the Court to enter judgment by default.

GIBBONS & STOKES

BY: B. F. Stokes III
B. F. STOKES, III
Attorney for Plaintiff
P. O. Box 293
Mobile, Alabama 36601

MICHIGAN NATIONAL BANK,

IN THE CIRCUIT COURT OF

BALDWIN COUNTY,
~~MOBILE COUNTY, ALABAMA~~

PLAINTIFF,

ALABAMA

-versus-

AT LAW

RONALD VOILES,

DEFENDANT.

CASE NO. 9191

NON-MILITARY AFFIDAVIT

STATE OF ALABAMA)

COUNTY OF MOBILE)

Now comes, B. F. Stokes, III,

who being first duly sworn, deposes and says that the defendant
herein, Ronald Voiles,

was not at the time of filing of this suit, and is not now
in the Military or Naval Service of the United States.

The Defendant resides at Route 1, Box 297-A, Daphne,
Alabama

Sworn to and Subscribed before me,

this _____ day of July, 1970.


CIRCUIT CLERK, MOBILE COUNTY, ALABAMA
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

FILED _____

Clerk.

GIBBONS & STOKES

ATTORNEYS AT LAW
160 CONGRESS STREET
MOBILE, ALABAMA
TELEPHONE 433-2611

E. GRAHAM GIBBONS
B. F. STOKES, III
WILLIAM L. HOWELL

July 10, 1970

MAILING ADDRESS
P. O. BOX 293
MOBILE, ALABAMA 36601

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

Re: Michigan National Bank vs. Ronald Voiles,
Case No. 9191

Dear Mrs. Duck:

I enclose a photostatic copy of a copy of a letter I have received from Mr. C. LeNoir Thompson in the above case. You will note that he has withdrawn from the case in his appearance and pleadings.

Therefore, I am enclosing a motion for judgment by default and a non-military affidavit. I would appreciate it if you would have the court enter a judgment by default for the property sued for in the detinue action and we do not request an attorney's fee nor an alternate value. I would appreciate it if you would advise me when and if such judgment is entered.

Sincerely yours,


B. F. Stokes, III

BFS:mi
Encl.

July 6, 1970

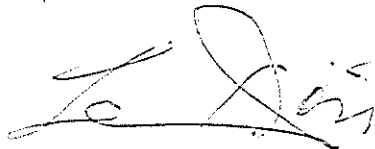
Mr. & Mrs. Ronald Voiles
Route Box 297A
Daphne, Alabama

Dear Folks:

Since I have been unable to hear from you, I have no choice but to withdraw my appearance, as your attorney, and the papers, which I have filed. The attorney for the finance company can have the sheriff pick up the trailer and deliver it to the finance company's agent.

I do not understand your not answering my letters, because I know you need the trailer.

Yours very truly,



CLT/tb

cc: Hon. Graham Gibbons
Gibbons & Stokes
160 Congress Street
Mobile, Alabama