

WILSON HAYES

LAWYER

P. O. BOX 300

BAY MINETTE, ALABAMA

36507

TELEPHONE 937-5506

September 1, 1970

Clerk, Circuit Court  
Baldwin County  
Bay Minette, Alabama 36507

9465

Dear Mrs. Duck:

Please file the enclosed suit entitled Baldwin  
County Bank Vs. John Z. Davis and Rhea T. Davis and let  
me know when service is had.

With kind regards, I am

Yours very truly,



Wilson Hayes

WH/ms  
Encs.

# BAILEE'S RECEIPT

BAY MINETTE, ALA., ..... September 3 ..... 19<sup>70</sup>.....

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:

One 1968 Chevrolet Caprice Custom Sport Sedan, Serial No. 166398D101715 and  
One Brayhill sofa, One Brayhill chair, two Tell City lamp tables, one Tell City  
Console table, one Tell City coffee table, two Tell City lamps, one Tell City  
rocker, one Tell City dining table, four Tell City side chars, two Tell City  
arm chairs.

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 : *W. A. Tolbert* .....  
*John J. Davis* ..... Bailee.

# 9465

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned, a Notary Public in and for said County, personally appeared Frank Hunt who being by me duly sworn deposes and says that the property sued for in the complaint of Baldwin County Bank, A Corporation Vs. John Z. Davis and Rhea T. Davis, filed in said Court, to-wit: One 1968 Chevrolet Caprice Custom Sport Sedan, Serial No. 166398D101715 and One Brayhill sofa, One Brayhill chair, two Tell City lamp tables, one Tell City console table, one Tell City coffee table, two Tell City lamps, one Tell City rocker, one Tell City dining table, four Tell City side chairs and two Tell City arm chairs belongs to Baldwin County Bank, a Corporation, the Plaintiff.

*Frank Hunt*  
Frank Hunt

Sworn to and subscribed before me this 1st day of September, 1970.

*W. L. King*  
Notary Public,

\*\*\*\*\*

KNOW ALL MEN BY THESE PRESENTS, that Baldwin County Bank, Principal, is held and firmly bound unto John Z. Davis and Rhea T. Davis, their heirs, executors and administrators in the sum of Fifty (\$50) Dollars, for the payment of which it jointly and severally binds itself, its successors and assigns.

Sealed with its seal and dated the 1st day of September, 1970.

The condition of the above obligation is such that whereas the above bound Baldwin County Bank has on the 1st day of September, 1970 sued out a Writ of Detinue in the Circuit Court of Baldwin County, returnable to the said Circuit Court against the said John Z. Davis and Rhea T. Davis for the recovery

SEP 2 1970

CLERK REGISTER

FILE

of the following described property, to-wit:

One 1968 Chevrolet Caprice Custom Sport Sedan, Serial No. 166398D101715 and one Brayhill sofa, one Brayhill chair, two Tell City lamp tables, one Tell City console table, one Tell City coffee table, two Tell City lamps, one Tell City rocker, one Tell City dining table, four Tell City side chairs, two Tell City arm chairs

Now, if the said Baldwin County Bank shall fail in said suit and shall pay to the said John Z. Davis and Rhea T. Davis, the defendants in said suit, all such costs and damages as they may sustain by the wrongful complaint, then this obligation to be void, otherwise, to remain in full force and effect.

BALDWIN COUNTY BANK

By: *Fran C. Smith*

Taken and approved this *2nd*  
day of *Sept.*, 1970.

*Allice J. Duck*  
Clerk

**FILED**

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**ALICE J. DUCK** CLERK  
REGISTER

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon John Z. Davis and Rhea T. Davis 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 same, then and there to answer the complaint of the Baldwin County Bank, a Corporation.

Witness my hand, this the 2nd day of Sept, 1970.

*Alice J. [Signature]*  
Clerk

\*\*\*\*\*

BALDWIN COUNTY BANK  
A Corporation,

Plaintiff,

Vs.

JOHN Z. DAVIS and  
RHEA T. DAVIS,

Defendants.

¶ IN THE CIRCUIT COURT  
¶ BALDWIN COUNTY, ALABAMA  
¶ AT LAW  
¶  
¶ NUMBER: 9465  
I

The Plaintiff claims of the Defendants the sum of THREE THOUSAND FOUR HUNDRED SEVEN AND NO/100 (3,407.00) DOLLARS, as balance due on a promissory note for \$3,672.00 made by them on the 22nd day of May, 1969 and payable on the 3rd day of January, 1970 with interest thereon.

The note contains provision for a reasonable attorney's fee and waiver of exemption whereof Plaintiff claims benefit.

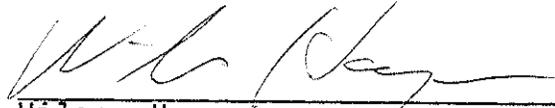
II

The Plaintiff claims of the Defendants the following personal property, to-wit:

One 1968 Chevrolet Caprice Custom Sport Sedan, Serial No. 166398D101715 and One Brayhill sofa, One Brayhill chair, two Tell City lamp tables, one Tell City Console table, one Tell City coffee table, two Tell City lamps, one Tell City rocker, one Tell City dining table, four Tell City side chairs, two Tell City arm chairs

with the value of the hire or use thereof during the detention,

to-wit, from January 3, 1970 to September 1, 1970 and of the  
alternate value of \$3,407.00.



Wilson Hayes  
Attorney for Plaintiff

Defendants may be served:

Bay Minette, Alabama

**FILED**

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**ALICE J. DUCK** CLERK  
REGISTER

NUMBER: \_\_\_\_\_

Baldwin County Bank,  
A Corporation,

Plaintiff,

Vs.

John Z. Davis and  
Rhea T. Davis,

Defendants.

In the Circuit Court  
Baldwin County, Alabama  
At Law

BALDWIN COUNTY BANK,  
A Corporation,

Plaintiff,

Vs.

JOHN Z. DAVIS and  
RHEA T. DAVIS,

Defendants.

¶

IN THE CIRCUIT COURT

¶

BALDWIN COUNTY, ALABAMA

¶

AT LAW

¶

¶

NUMBER: \_\_\_\_\_

TO THE SHERIFF OF SAID COUNTY:

Whereas, the Plaintiff in the within stated cuase has made affidavit and given bond 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 sufficient surety in double the amount of the value of the property, with condition that if the Defendants are cast in the suit they 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. Over*  
Clerk

Detinue

NUMBER: 9465

Baldwin County Bank,  
A Corporation,

Plaintiff,

Vs.

John Z. Davis and  
Rhea T. Davis,

Defendants.

In the Circuit Court  
Baldwin County, Alabama  
At Law

**FILED**

SEP 2 1970

**ALICE J. DUCK** CLERK  
REGISTER

*By attached Property  
has stated in Comp  
Court*

*Zeller*

Registered 3 day of Sept 1970  
and on 3 day of Sept 1970  
I served a copy of the within (attached)  
on John Z & Rhea T. Davis  
By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
By *Taylor Wilkins*