

STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

No. 10015

19.....

To Any Sheriff of the State of Alabama—Greetings:

You Are Hereby Commanded to Summon Jessie Ray Darby

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
Baldwin Furniture Co., of Robertsdale, Inc.,

Witness my hand this 1st day of Sept 1971
Eunice B. Blackmon Clerk

COMPLAINT

Baldwin Furniture Co., of Jessie Ray Darby
Robertsdale, Inc., Plaintiff.... Versus Defendant....

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

One Bassett Dresser	\$150.00
One Bassett Chest	\$100.00
One Bassett 4/6 Bed	\$ 50.00
One Bassett Nite Stand	\$ 35.00
One Simmons mattress and springs	\$120.00
One Eureka Vacuum Cleaner	\$ 50.00
One Standard Chest	\$ 25.00
One 5/0 Bed Rails	\$ 10.00
One Whirlpool Dryer	\$125.00

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

from June 24 1970, to date 19.....
the sum of \$169.24

FILED

SEP 1 1971

EUNICE B. BLACKMON CIRCUIT CLERK

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110015

Page.....

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Baldwin Furniture Co
of Robertsdale, Inc.
Plaintiff....

VS.

Jessie Ray Darby
RT. 1. Box 5C
Tolley, Ala.
Defendant....

Detinue Summons and Complaint

Filed 19.....

FILED

SEP 1 1971

Clerk

EUNICE B. BLACKMON
CIRCUIT CLERK

Plaintiff's Attorney

Defendant's Attorney

SEP 3, 1971

TAYLOR WILKINS
SHERIFF

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;

Eunice B. Blackmon, Clerk

Returned 3/20/72
Writ returned
without action
after being with
held at request of
Plff's atty

Taylor Wilkins
Sheriff

JM Bezel, Deputy

Defendant lives at

Received in office

September 3, 1971

Sheriff

I have executed this summons

this 19.....

by leaving a copy with

Jessie Ray Darby

Sheriff claims miles at

Ten Cents per mile Total \$

TAYLOR WILKINS, Sheriff

BY DEPUTY SHERIFF

Sheriff

Deputy Sheriff

Moore Printing Co. - Bay Minette, Ala.

VOL 354
69

DETINUE BOND AND AFFIDAVIT

Moore Printing Co. - Bay Minette, Alabama

STATE OF ALABAMA

Baldwin County

IN THE CIRCUIT COURT OF

Baldwin County

Before me, _____, a Notary Public in and for said County,
 personally appeared Carlos Nunn, who being by me
 duly sworn deposes and says that the property sued for in the complaint of Baldwin Furniture Co.,
of Robertsdale, Inc., VS Jessie Ray Darby filed in said Court, to-wit:

<u>One Bassett Dresser</u>	<u>One Standard Chest</u>
<u>One Bassett Chest</u>	<u>One 5/0 Bed Rails</u>
<u>One Bassett 4/6 Bed</u>	<u>One Whirlpool Dryer</u>
<u>One Bassett Nite Stand</u>	
<u>One Simmons mattress and springs</u>	
<u>One Eureka Vacuum Cleaner</u>	

belongs to BALDWIN FURNITURE CO., of ROBERTSDALE, INC., the plaintiff.

Sworn to and subscribed before me this 25th
 day of August, 1971
Lois M. Wilson
 Notary Public

Carlos Nunn

STATE OF ALABAMA

Baldwin County

IN THE CIRCUIT COURT OF

Baldwin County

KNOW ALL MEN BY THESE PRESENTS, That we, Baldwin Furniture Co., of
Robertsdale, Inc., and Mobile Bonding Company, Principal, and
 _____, Sureties, are held and
 firmly bound unto Jessie Ray Darby, his heirs, executors and admin-
 istrators in the sum of One Thousand Six Hundred Sixty-eight & 48/100-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 Baldwin Furniture
Co., of Robertsdale Inc., has on the _____ day of _____
 _____, 19 _____ sued out a writ of detinue in the Circuit Court of Baldwin
 _____ County, returnable to the said Circuit Court against the said _____
Jessie Ray Darby for the recovery of the following

described property, to-wit:

<u>One Bassett Dresser</u>	<u>One Standard Chest</u>
<u>One Bassett Chest</u>	<u>One 5/0 Bed Rails</u>
<u>One Bassett 4/6 Bed</u>	<u>One Whirlpool Dryer</u>
<u>One Bassett Nite Stand</u>	
<u>One Simmons mattress and springs</u>	
<u>One Eureka Vacuum Cleaner</u>	

Now, if the said BALDWIN FURNITURE CO., of ROBERTSDALE, INC. fail in said suit
 and shall pay to the said Jessie Ray Darby, 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.

BALDWIN FURNITURE CO. of ROBERTSDALE INC.

Taken and approved this 1st day of Sept, 1971 BY: Carlos Nunn (SEAL)
James B. Blackmon (SEAL)
 Clerk, Circuit Court

March 7, 1972

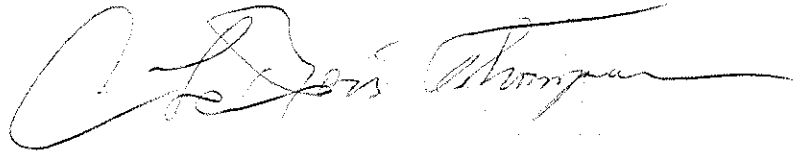
10,015-

Mr. Carlos Nunn
Robertsdale, Alabama

Dear Mr. Nunn:

Confirming my letter of November 15, 1971 I have withdrawn in the matter of Baldwin Furniture Company of Robertsdale vs Jessie Ray Darby which case is set for trial Tuesday March 14th.

Yours very truly,



CLT/lw

C
O
P
Y

FOREST A. CHRISTIAN
ATTORNEY AT LAW
P. O. DRAWER 190
AREA CODE 205 - PHONE 943-2201
FOLEY, ALABAMA 36535

October 27, 1972

FILED

OCT 30 1972

EUNICE B. BLACKMON CIRCUIT CLERK

Mr. John V. Duck
Attorney at Law
P. O. Box Y
Fairhope, Alabama 36532

Re: Merit Finance Corp. Demurrer

Vs: Cleveland Shoots et al
Case #10,619,101

Dear Mr. Duck:

I am sending a copy of this letter to Judge Mashburn and also a copy to Mr. and Mrs. Cleveland Shoots.

I am informed that the court has set this case for hearing on the demurrer on Wednesday, November 1, 1972 and demurrer not argued will be overruled.

I have checked my file and it appears that we have reached agreement with Merit Finance to settle this case for \$220.00 plus court costs which you indicated was \$33.90. This makes a total of \$253.90.

It appears that I sent you a check for \$100.00 on March 22, 1972 and since that Mr. and Mrs. Shoots have paid \$25.00 on April 28, 1972 and \$25.00 on August 21, 1972 leaving a balance of \$103.90. ★

Of course, I do not intend to argue the demurrer but would appreciate it if you should take a judgment, you would not record it or put the defendant to any more court costs since I am sure you know that they both work and should you take a judgment, garnishee them, etc., court costs would amount to \$50.00 or more.

I would recommend that the demurrer be overruled and that you are entitled to a judgment for \$103.90 but that you refrain from levying on the judgment until I can get word to the Shoots of the importance of paying this without the expense of garnishment.

★ My check for \$50.00 is enclosed.

Cordially yours,


FOREST A. CHRISTIAN

—ON ALABAMA'S BEAUTIFUL GULF COAST—

cc: Judge Mashburn

STATE OF ALABAMA
Baldwin County

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Baldwin Furniture Co., of Robertsdale, Inc.,

Witness my hand this 1st day of Sept 1971

Eunice B. Blackmon Clerk

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Jessie Ray Darby

Robertsdale, Inc., Plaintiff...

Versus Defendant...

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C. D. Thompson

Plaintiff's Attorney

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Plaintiff....

VS.

Defendant....

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SEP 1 1971 Clerk

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Plaintiff's Attorney

Defendant's Attorney

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Eunice B. Blackmon Clerk

Defendant lives at

Received in office

....., 19.....

....., Sheriff

I have executed this summons

this 19.....

by leaving a copy with

....., Sheriff

....., Deputy Sheriff