

10,296

MARYLAND
STATE OF ~~XXXXXXXXXX~~
PRINCE GEORGE'S
~~XXXXXX~~ County

IN THE CIRCUIT COURT OF
Baldwin County

Before me, Helen B. Placos, a Notary Public in and for said County,

personally appeared G. L. Benson who being by me

duly sworn deposes and says that the property sued for in the complaint of Paragas of Bay Minette, Inc., a corporation, filed in said Court, to-wit:

One 250 gal. storage tank, serial No. 19203;

One unloading hose; one tractor conversion; and

One field supply tank, serial No. 13426

belongs to Paragas of Bay Minette, Inc., a corporation, the plaintiff.

PARGAS OF BAY MINETTE, INC.

Sworn to and subscribed before me this 24th

day of February, 1972

G. L. Benson
Vice President

Helen B. Placos
Notary Public

STATE OF ALABAMA
Baldwin County

IN THE CIRCUIT COURT OF
Baldwin County

KNOW ALL MEN BY THESE PRESENTS. That we, _____

Paragas of Bay Minette, Inc., a corporation, Principal, and

H. W. Gentry Sureties, are held and

firmly bound unto H. H. Allen, his heirs, executors and admin-

istrators in the sum of One Hundred and no/100 (\$100.00) Dollars,

for the payment of which we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated the 15th day of March, 1972

The condition of the above obligation is such that whereas, the above bound _____

Paragas of Bay Minette, Inc., a corporation, has on the 15th day of

March, 1972 sued out a writ of detinue in the Circuit Court of Baldwin

County, returnable to the said Circuit Court against the said _____

H. H. Allen for the recovery of the following described property, to-wit:

One 250 gal. storage tank, serial number 19203;

One unloading hose; One tractor conversion;

One field supply tank, serial number 13426

Now, if the said Paragas of Bay Minette, Inc. shall fail in said suit

and shall pay to the said ~~Paragas of Bay Minette, Inc.~~ H. H. Allen 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.

PARGAS OF BAY MINETTE, INC.

Taken and approved this 15 day of March, 1972

G. L. Benson
Vice President (SEAL)

Ernie B. Blackmon
Clerk, Circuit Court

H. W. Gentry
H. W. Gentry (SEAL)
1109 Marks Avenue
Bay Minette, Alabama 36507

No. 10,296

THE STATE OF ALABAMA

COUNTY

CIRCUIT COURT

Plaintiff

vs.

Defendant

Detinue — Affidavit and Bond

Filed this _____ day of _____ 19____

Clerk

CLERK OF THE COURT
STATE OF ALABAMA

SCOTT J. JONES
617 S. BRIDGES

CLERK OF THE COURT

STATE OF ALABAMA

BAILEE'S RECEIPT

BAY MINETTE, ALA., March 24 1972

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 250 gal. storage tank, serial # 19203;
One unloading hose;

~~One 250 gal. storage tank, serial # 19203;~~
Of the value of Four Hundred Fifty-Two and 17/100 (\$452.17) dollars.

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

69 258 *Taylor Wilkins*, Bailee.

Witness :

STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

No.....

19.72

To Any Sheriff of the State of Alabama—Greetings:

You Are Hereby Comanded to Summon

H. H. Allen
Latham Route
General Delivery

Stockton, Alabama 36579

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

Paragas of Bay Minette, Inc.

Witness my hand this.....15th day of..... March..... 19.72

Eunice B. Blackmon Clerk

COMPLAINT

Paragas of Bay Minette, Inc.,

a corporation,..... Plaintiff..... Versus H. H. Allen..... Defendant...

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

One 250 gal. storage tank, serial number 19203;

One unloading hose; One tractor conversion;

One fi&d supply tank, serial number 13426;

of the value of Four Hundred Fifty-two and
17/100 (\$452.17) Dollars

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

from December 1,..... 1955... to ~~XXXX~~ March 15,..... 19.72.

FILED

MAR 15 1972

Kenneth Cooper Plaintiff's Attorney

EUNICE B. BLACKMON CIRCUIT CLERK

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

PARAGAS OF BAY MINETTE, INC.,

a corporation

Plaintiff....

VS.

H. H. Allen

Defendant....

Detinue Summons and Complaint

FILED

Filed 19.....

MAR 15 1972

EUNICE B. BLACKMON Clerk
CIRCUIT CLERK

MAR 15 1972

TAYLOR WILKINS
SHERIFF

KENNETH COOPER
109 East First Street
Post Office Box 1000
Bay Minette, Alabama 36507
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.

Eunice B. Blackmon Clerk

March 21, 1972
Executed by taking possession
One 250 gal. storage tank,
serial no. 19203; one unloading
hose; one tractor conversion;
one field supply tank; serial
no. 13426; of the value of Four
Hundred Fifty-two and 17/100
(453.17) Dollars, and placing
in custody of the deft. on a
Bailees Receipt.
March 24, 1972
Detinue Bond Made by Deft.

Defendant lives at
Latham Route
Stockton, Alabama

Received in office
MAR 15 1972

TAYLOR WILKINS
SHERIFF

19.....

Sheriff

I have executed this summons

this March 21, 1972

by leaving a copy with

H. H. Allen

1250 gal storage tank ser No 19203
1 Unloading hose

Sheriff claims _____ millos at

Ten Cents per millo Total \$

TAYLOR WILKINS, Sheriff

BY _____
DEPUTY SHERIFF

Taylor Wilkins Sheriff

W. A. Zeller Deputy Sheriff

FILED VOL 8069 PAGE 260

The State of Alabama, {
Baldwin County

KNOW ALL MEN BY THESE PRESENTS, That we, H. H. Allen

and _____

are held and firmly bound unto Pargas of Bay Minette, Inc., a corporation.

in the sum of Nine Hundred Four and 34/100 (\$904.34) Dollars, for the payment of which, well and truly to be made, we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated this 22nd day of March 1972

The condition of the above obligation is such that whereas the said Pargas of Bay Minette, Inc., a corporation,

_____ did, on the 15th day of March 1972 sue out of the Circuit Court of Baldwin County a writ of detinue directed to any Sheriff of said State and commanding him to take into his possession the

following property, to-wit: One 250 gal. storage tank, serial number 19203;
One unloading hose; One tractor conversion; One field supply tank, serial number 13426, of the value of Four Hundred Fifty Two and 17/100 (\$452.17) dollars

which said writ was placed in the hands of Taylor Wilkins, Sheriff of Baldwin County, Alabama, on the 21st day of March, 1972, and executed by him on the 21st day of March, 1972, by taking into his possession the following property, to-wit:

One 250 gal. storage tank, serial number 19203;
One unloading hose; One tractor conversion; One field supply tank, serial number 13426; of the value of Four Hundred Fifty-two and 17/100 (\$452.17) Dollars

And whereas the above bound H. H. Allen Defendant in said suit, has, within five days from the execution of said writ, entered into and executed this bond as required by law and thereby obtained possession of said property seized under this writ.

Now if the said H. H. Allen is cast in said suit and within thirty days after judgment deliver the property aforesaid to the Plaintiff and pay all costs and damages which may accrue from the detention thereof, then this obligation to be void, otherwise to remain in full force and effect.

H. H. Allen (SEAL)
Richard E. Lee (SEAL)
George S. Catlett (SEAL)

Taken and approved this 24 day of March 1972
Taylor Wilkins
Sheriff, Baldwin County, Ala.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

Circuit Court, Baldwin County

**REPLEVY BOND
OF DEFENDANT**

vs.

Taken and approved this _____

day of _____, 193__

PARGAS OF BAY MINETTE, INC.,)
 a corporation,)
 Plaintiff,) IN THE CIRCUIT COURT OF
 VS.) BALDWIN COUNTY, ALABAMA
 H. H. ALLEN,) AT LAW
 Defendant.) CASE NO. 10,296
)

PLEAS

1.

This suit is barred by the six year statute of limitations.

2.

For further answer to this Complaint, the Defendant says that he does not have and has never had the field supply tank referred to in the Bill of Complaint. That, at the time the storage tank and other equipment mentioned in the Bill of Complaint were delivered to him, it was expressly agreed that, if he would use the gas furnished by Petrolane for a period of 10 years, this would become his property. That this property was purchased about 16 years ago.

WILTERS & BRANTLEY

BY: S. M. Brantley
 Attorneys for Defendant

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 31 day of March 1972, served a copy of the foregoing pleading on counsel for all parties to this proceeding by sending the same by United States Mail, properly addressed, and first class postage prepaid.

WILTERS & BRANTLEY

By: S. M. Brantley

FILED

MAR 30 1972

VOL 69 PAGE 263

EUNICE B. BLACKMON CIRCUIT CLERK