

THE STATE OF ALABAMA,

~~MAHON~~ County
Baldwin

DETINUE BOND AND AFFIDAVIT.

KNOW ALL MEN BY THESE PRESENTS, That We, Scott-Luttrell Truck & Tractor

Company, and

UNITED STATES FIDELITY AND GUARANTY COMPANY

as surety

a corporation under the laws of the State of Maryland, and

having its principal office in the City of Baltimore, Maryland.

are held and firmly bound unto

Lawrence Lee

heirs, executors and administrators, in the

sum of One Thousand Dollars (\$1000.00) 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.

Scaled with our seals and dated this 30th day of April, A. D. 1954

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

Scott-Luttrell Truck & Tractor Company

has, on

the 30th day of April 1954, sued out from the office of the

Clerk of the Circuit Court of Mobile, in the State of Alabama, a Writ of Detinue, returnable to the

present term of said Circuit Court of Mobile against the said Lawrence Lee

for the recovery of the following property,

to-wit: One International Motor Truck-Tractor Model L-185 Chassis Number 7894

Motor Number RD-372-13789

NOW, if the said Scott-Luttrell Truck & Tractor Company shall fail

in said suit, and shall pay to the said Lawrence Lee

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.

Scott-Luttrell Truck & Tractor Co. (Seal)

By: F. T. Luttrell (Seal)

Surety: UNITED STATES FIDELITY AND GUARANTY COMPANY (Seal)

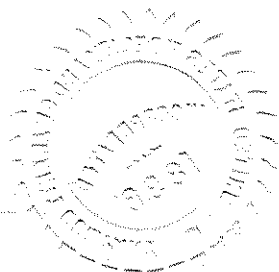
BY

K. C. PTOMEY, ATTORNEY-IN-FACT

*approved this
30th day of April 1954
Chief. records
clerk*

THE STATE OF ALABAMA

~~MOBILE~~ County
Baldwin



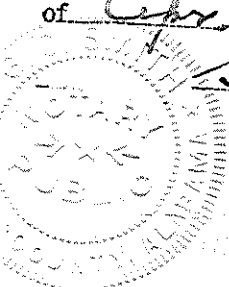
DETINUE AFFIDAVIT

PERSONALLY appeared before me, ~~John E. Manning, Clerk of the Circuit Court of Mobile County,~~ ^{The undersigned Authority} ~~John E. Manning, Clerk of the Circuit Court of Mobile County,~~ F. T. Luttrell

who, being duly sworn, deposes and says, ~~that the property sued for in the complaint~~ ^{That he is Vice President of Scott-Luttrell Truck and Tractor Company and such is authorized to make this affidavit; That the property} ~~sued for in the complaint of Scott-Luttrell Truck and Tractor Company to-wit;~~ ^{One International Motor Truck-Tractor, Model L-185 Chassis Number 7894, Motor Number RD-372-13789.}

belongs to Scott-Luttrell Truck & Tractor Company the said Plaintiff.

Sworn to and subscribed the 30th day
of April, 1954, before me.
G. L. Smith Clerk
Notary Public, Mobile County



Circuit Court
~~MOBILE~~ COUNTY
BALDWIN

Detinue Affidavit
and Bond
VS.

Filed _____ day of _____ 19____

Clerk Circuit Court, Mobile County

Attorney

FILED

APR 30 1954

ALICE J. BUCK, Clerk

(CERTIFIED COPY)

GENERAL POWER OF ATTORNEY

No. 63563

Know all Men by these Presents:

That the UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation organized and existing under the laws of the State of Maryland, and having its principal office at the City of Baltimore, in the State of Maryland, does hereby constitute and appoint

K. C. Ptomey

of the City of **Mobile**, State of **Alabama**
its true and lawful attorney ~~in and for the State of~~

for the following purposes, to wit:

To sign its name as surety to, and to execute, seal and acknowledge any and all bonds, and to respectively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, a certified copy of which is hereto annexed and made a part of this Power of Attorney; and the said UNITED STATES FIDELITY AND GUARANTY COMPANY, through us, its Board of Directors, hereby ratifies and confirms all and whatsoever the said

K. C. Ptomey

may lawfully do in the premises by virtue of these presents.

In Witness Whereof, the said UNITED STATES FIDELITY AND GUARANTY COMPANY has caused this instrument to be sealed with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this **15th** day of **June**, A. D. 19**49**.

UNITED STATES FIDELITY AND GUARANTY COMPANY.

(Signed) **E. W. Levering, Jr.**
By _____
Vice-President.

(Signed) **Glover C. Trenholm**
Assistant Secretary.

STATE OF MARYLAND }
BALTIMORE CITY, } ss:

On this **15th** day of **June**, A. D. 19 **49** before me personally came **E. W. Levering, Jr.**, Vice-President of the UNITED STATES FIDELITY AND GUARANTY COMPANY and **Glover C. Trenholm**, Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland; that they, the said **E. W. Levering, Jr.** and **Glover C. Trenholm** were respectively the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so affixed by order of the Board of Directors of said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company.

My commission expires the first Monday in May, A. D. 19**51**

(Seal) (Signed) **Frieda Walter**
Notary Public.

STATE OF MARYLAND }
BALTIMORE CITY, } Sct.

I, **M. Luther Pittman**, Clerk of the Superior Court of Baltimore City, which Court is a Court of Record, and has a seal, do hereby certify that **Frieda Walter**, Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.

In Testimony Whereof, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Court of Record, this **15th** day of **June**, A. D. 19**49**.

(SEAL) (Signed) **M. Luther Pittman**
Clerk of the Superior Court of Baltimore City.

COPY OF RESOLUTION

That Whereas, it is necessary for the effectual transaction of business that this Company appoint agents and attorneys with power and authority to act for it and in its name in States other than Maryland, and in the Territories of the United States and in the Provinces of the Dominion of Canada and in the Colony of Newfoundland.

Therefore, be it Resolved, that this Company do, and it hereby does, authorize and empower its President or either of its Vice-Presidents in conjunction with its Secretary or one of its Assistant Secretaries, under its corporate seal, to appoint any person or persons as attorney or attorneys-in-fact, or agent or agents of said Company, in its name and as its act, to execute and deliver any and all contracts guaranteeing the fidelity of persons holding positions of public or private trust, guaranteeing the performances of contracts other than insurance policies and executing or guaranteeing bonds and undertakings, required or permitted in all actions or proceedings, or by law allowed, and

Also in its name and as its attorney or attorneys-in-fact, or agent or agents to execute and guarantee the conditions of any and all bonds, recognizances, obligations, stipulations, undertakings or anything in the nature of either of the same, which are or may by law, municipal or otherwise, or by any Statute of the United States or of any State or Territory of the United States or of the Provinces of the Dominion of Canada or of the Colony of Newfoundland, or by the rules, regulations, orders, customs, practice or discretion of any board, body, organization, office or officer, local, municipal or otherwise, be allowed, required or permitted to be executed, made, taken, given, tendered, accepted, filed or recorded for the security or protection of, by or for any person or persons, corporation, body, office, interest, municipality or other association or organization whatsoever, in any and all capacities whatsoever, conditioned for the doing or not doing of anything or any conditions which may be provided for in any such bond, recognizance, obligation, stipulation, or undertaking, or anything in the nature of either of the same.

I, **G. P. Moore**, an Assistant Secretary of the UNITED STATES FIDELITY AND GUARANTY COMPANY, do hereby certify that the foregoing is a full, true and correct copy of the original power of attorney given by said Company to

K. C. Ptomey of **Mobile, Alabama**, authorizing and empowering **him** to sign bonds as therein set forth, which power of attorney has never been revoked and is still in full force and effect.

And I do further certify that said Power of Attorney was given in pursuance of a resolution adopted at a regular meeting of the Board of Directors of said Company, duly called and held at the office of the Company in the City of Baltimore, on the 11th day of July, 1910, at which meeting a quorum of the Board of Directors was present, and that the foregoing is a true and correct copy of said resolution, and the whole thereof as recorded in the minutes of said meeting.

In Testimony Whereof, I have hereunto set my hand and the seal of the UNITED STATES FIDELITY AND GUARANTY COMPANY on **April 30, 1954**
(Date)



Assistant Secretary

UNITED STATES FIDELITY AND GUARANTY COMPANY

STATE OF ALABAMA

County of ~~MOBILE~~

Baldwin

KNOW ALL MEN BY THESE PRESENTS, That we, Scott-Luttrell Truck and Tractor
as Principal, and F. T. Luttrell and Scott-Luttrell, Inc., as Sureties, are held and firmly bound
unto W. L. Lee also Known as Lawrence Lee

in the sum of Two Thousand (\$2,000.00) Dollars
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 13th
day of May in the year of our Lord, one thousand, nine hundred and Fifty-Four

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

Scott-Luttrell Truck and Tractor Company

did, on the 30th day of April, 1954, sue out in the Circuit Court
of Baldwin County, Alabama, a writ in detinue, direct to any Sheriff of the State of Alabama, com-
manding him to take into his possession the following described property, to-wit:

One International Motor Truck-Tractor, Model I-185, Chassis Number 7894
Motor Number RD-372-13789

which said writ was ~~placed in the hands of~~ executed by the
Sheriff of the County of Mobile, on the 3rd day of May, 1954, by taking into his
possession the following described property, to-wit:

One International Motor Truck-Tractor, Model I-185, Chassis Number 7894
Motor Number RD-372-13789

and whereas the said W. L. Lee also Known as Lawrence Lee
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} ~~as~~ the said Scott-Luttrell Truck and Tractor Company

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 ob-
ligation to be void, otherwise to remain in full force and effect.

Scott-Luttrell Truck & Tractor Co.,

By: W. L. Lee, Sec. Treas. (Seal)

F. T. Luttrell (Seal)
Scott-Luttrell, Inc.

By: J. F. Scott (Seal)

Taken and approved this the 13th day of May, 1954.

Lawrence Lee
Sheriff, MOBILE County, Alabama
Baldwin

No. _____

Circuit _____ COURT
MOHAWK COUNTY
BALDWIN

SCOTT-LUTTRELL TRUCK & TRACTOR
COMPANY, A CORPORATION,
Plaintiff,

VS. }
Detinue Forthcoming
Bond by Plaintiff
W. T. LEE, ALSO KNOWN AS LAWRENCE
LEE,
Defendant.

STATE OF ALABAMA, 0
COUNTY OF BALDWIN. 0

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon W. L. LEE, ALSO KNOWN AS LAWRENCE LEE, to appear before the Circuit Court of Baldwin County, at the place of holding the same, within thirty days from the service of this summons and complaint, then and there to demur to or plead to the complaint of SCOTT-LUTTRELL TRUCK & TRACTOR COMPANY, A CORPORATION.

You are hereby commanded to execute this process instanter and make return as required by law.

Witness my hand this 30th day of April, 1954.

Deice J. - [Signature]
C L E R K.

C O M P L A I N T.

SCOTT-LUTTRELL TRUCK & TRACTOR
COMPANY, A CORPORATION,

Plaintiff,

Vs.

W. L. LEE, ALSO KNOWN AS LAWRENCE
LEE,

Defendant.

0 IN THE CIRCUIT COURT OF
0
0 BALDWIN COUNTY, ALABAMA.
0

AT LAW.

NO. _____

C O U N T O N E.

The Plaintiff claims of the defendant the following described personal property, to-wit: One International Motor Truck-Tractor, Model L-185, Chassis Number 7894, Motor Number RD-372-13789, with the value of the use thereof from, to-wit: November 7, 1953.

John A. [Signature]
Attorney for Plaintiff.

Filed in this Office this 30th day of April, 1954.

C L E R K.

Received in office this 30th day of April, 1954.

SHERIFF.

STATE OF ALABAMA, 0
COUNTY OF BALDWIN. 0

TO THE SHERIFF OF SAID COUNTY, GREETING:

The plaintiff having given bond and made affidavit as required by law, you are hereby required to take the property mentioned in the complaint into your possession, unless the defendant give bond payable to the plaintiff, with security in double the value of the property, conditioned that if the defendant is cast in the suit, he will, within thirty days thereafter deliver the property to the plaintiff, and pay all costs and damages which may accrue from the detention thereof.

Witness my hand this 30th day of April, 1954.

Reese-Luttrell
C L E R K.

RETURNED..... 5-12-54
Not found in my County after diligent search and inquiry.
W. H. HOLCOMBE, Sheriff
By W. H. Ferguson

SHERIFF 'S RETURN #2244
Scott-Luttrell vs. W. L. Lee

Received on the 30th day of April, 1954, and on the 3rd day of May, 1954, I executed the within by taking into my possession one International Motor Truck Tractor, Model L-185, Chassis Number 7894k Motor Number RD-372-13789. The defendant being a non-resident of this County, we were unable to serve copy of the Complaint and Summons on the defendant and return this writ to ~~State~~ Court for further action.

W. H. HOLCOMBE, SHERIFF

BY: W. H. Ferguson
W. H. FERGUSON, D.S.

Replevy bond was made by Scott-Luttrell truck and tractor company, a corp on May 13th 1954 after the defendant failed to make bond in first 5 days -
Jay W. Wilkins Sheriff

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW.

NO. 2244

SCOTT-LUTTRELL TRUCK &
TRACTOR COMPANY, A CORPORATION,

Plaintiff,

vs.

W. L. LEE, ALSO KNOWN AS
LAWRENCE LEE,

Defendant.

SUMMONS AND COMPLAINT.

FILED

APR 20 1954

ALICE J. DUCK, Clerk

TELFAIR J. MASHBURN, JR.

ATTORNEY-AT-LAW

BAY MINETTE, ALABAMA