

2994

STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT - LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon O. Givens 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 Shirley Wright.

Witness my hand this 1st day of Aug, 1956.

Alice J. Duck
Clerk

SHIRLEY WRIGHT,
individually and doing
business as WRIGHT MOTORS,
PENSACOLA, FLORIDA

Plaintiff,

vs.

O. GIVENS,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE.

COUNT ONE:

to-wit:

One (1) 1955 V-8 Chevorlet Bel Air Sport
Coupe, Motor Number VC 5580 46672.

with the value of the hire or use thereof during the detention, to-
wit: from May 20, 1956.

CHASON & STONE

By: Mr. G. Stone
Attorneys for Plaintiff

STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT - LAW SIDE.

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Witness my hand this 1st day of August, 1956.

Deirdre M. Smith
Clerk

SHIRLEY WRIGHT,
individually and doing
business as WRIGHT MOTORS,
PENSACOLA, FLORIDA

Plaintiff,

vs.

O. GIVENS,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE.

COUNT ONE:

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

One (1) 1955 V-8 Chevorlet Bel Air Sport
Coupe, Motor Number VC 55S0 46672.

with the value of the hire or use thereof during the detention, to-
wit: from May 20, 1956.

CHASON & STONE

By:

Malcolm S. Stone
Attorneys for Plaintiff

RECORDED

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

Received 1 day of Aug 1956

and on _____ day of _____ 1956

I served a copy of the within Deceased

on _____

By service on _____

TAYLOR WILKINS, Sheriff

By _____ D. S.

SHIRLEY WRIGHT,
individually and doing
business as WRIGHT MOTORS,
PENSACOLA, FLORIDA

Plaintiff,

vs.

O. GIVENS,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

LAW SIDE

SUMMONS AND COMPLAINT

FILED

AUG 1 1956

ALICE J. DUCK, Clerk
LAW OFFICES

CHASON & STONE
BAY MINETTE, ALABAMA

Alice J. Duck, Clerk.

8-21-56

Deceased

STATE OF ALABAMA

AFFIDAVIT

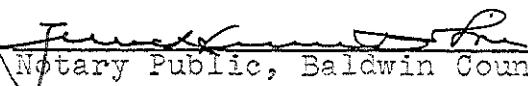
BALDWIN COUNTY

Before me, G. Mac Humphries, Sr., a Notary Public, in and for said County in said State personally appeared Norborne C. Stone, who is known to me and after being by me first duly and legally sworn did depose and say under oath as follows:

That he is one of the Attorneys of Record for the Plaintiff in that certain cause in the Circuit Court of Baldwin County, Alabama, at law, wherein Shirley Wright, individually and doing business as Wright Motors is the Plaintiff and O. Givens is the Defendant. That the property sued for in said cause belongs to the Plaintiff.


Norborne C. Stone

Sworn to and subscribed before
me, this 1st day of August, 1956.


Notary Public, Baldwin County, Ala.

STATE OF ALABAMA, }
Baldwin County. }

KNOW ALL MEN BY THESE PRESENTS, That We, Shirley Wright, individually
and doing business as Wright Motors, Pensacola, Florida,
as principal, and The Fidelity and Casualty Company of New York, a corpo-
ration,

as surety, are held and firmly bound unto O. Givens

in the sum of One Hundred and No/100 (\$100.00) * * * * * DOLLARS,

to be paid to the said O. Givens, his heirs,
executors, administrators or assigns; for which payment, well and truly to be made, we bind ourselves,
and each of us, our and each of our heirs, executors and administrators, jointly and severally and firmly,
by these presents. Sealed with our seals, and dated this _____ day of July
in the year of our Lord, 1956.

The condition of the above obligation is such, That whereas the above bound Shirley Wright,

_____, on the day of the date hereof hath obtained at the suit of
Shirley Wright vs. O. Givens,

a summons and complaint for the recovery of personal property in specie against said defendant and asks
an endorsement by the Clerk of this Court "That the Sheriff is required to take the property mentioned in
said complaint into his possession," as required by law in such cases, which summons and complaint are
returnable to the next term of the Circuit Court of said County, and which said endorsement is made upon
the plaintiff entering into this bond.

Now, if the said Plaintiff shall fail in this suit, and shall pay the Defendant all such costs and dam-
ages as he may sustain by reason of the wrongful complaint in said case, then this obligation to be void,
otherwise to remain in full force and effect.



Shirley Wright (L. S.)
THE FIDELITY AND CASUALTY COMPANY
OF NEW YORK (L. S.)

By: E. P. Bell (L. S.)
As Its Attorney-in-fact

Approved this 1st day of August 1956

Archie J. Duck
Clerk.

The Fidelity and Casualty Company of New York

Power of Attorney — Certified Copy

BONDING DEPARTMENT

80 MAIDEN LANE, NEW YORK, N. Y.

Know all Men by these Presents:

That The Fidelity and Casualty Company of New York has made, constituted, and appointed, and by these presents does make, constitute, and appoint
E. P. Bell of Bay Minette, Alabama

its true and lawful attorney for it and in its name, place, and stead to execute on behalf of the said Company, as surety, bonds, undertakings, and contracts of suretyship to be given to
all obligees

provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of.....fifty.....thousand dollars.

In Witness Whereof The Fidelity and Casualty Company of New York has caused its official seal to be hereunto affixed, and these presents to be signed by one of its vice presidents and attested by one of its assistant secretaries this.....27th.....day of.....April, 1953

The Fidelity and Casualty Company of New York

By.....John C. Brodsky

Vice President.

Attest:

A. J. Miller

Assistant Secretary.

STATE OF NEW YORK,
COUNTY OF NEW YORK, } ss.:

A. J. Miller

being duly sworn, deposes and says:

That he is an assistant secretary of The Fidelity and Casualty Company of New York, the corporation which is described in and which executed the instrument overleaf; that he knows the corporate seal of the said corporation; that the seal affixed to the instrument overleaf is the corporate seal of The Fidelity and Casualty Company of New York, and was thereto affixed by order and authority of the board of directors of the said Company; that he signed his name thereto by like order and authority; that he is acquainted with JOHN C. BRODSKY, and knows him to be a Vice President of the said Company; that the signature of the said JOHN C. BRODSKY subscribed to the said instrument is in the genuine handwriting of the said JOHN C. BRODSKY, and was thereto subscribed by order and authority of the said board of directors of the said Company; that the said Company is duly and legally incorporated under the laws of the State of New York, and has complied with and is now complying with the provisions of the Act of Congress of August 13, 1894, allowing certain corporations to be accepted as surety on bonds.

The deponent further states that the following is a true copy of an extract from the minutes of a meeting of the board of directors of the said Company held at its office in the City of New York on the 17th day of January, 1951, a quorum being present, and the resolution contained in the said extract was unanimously adopted and is now in full force and effect:

"RESOLVED, That FRANK A. CHRISTENSEN, President of the Company, J. VICTOR HERD, Executive Vice President of the Company, WILLIAM L. BATES and JOHN C. BRODSKY, each a Vice-President of the Company, be, and that each of them hereby is, authorized to execute powers of attorney qualifying the attorney named in the given power of attorney to execute in behalf of The Fidelity and Casualty Company of New York bonds, undertakings, and all contracts of suretyship; and that any Vice-President, or any Secretary, or any Assistant Secretary be, and that each of them hereby is, authorized to attest the execution of any such power of attorney, and to attach thereto the seal of the Company."

Sworn to before me this

A. J. Miller

Assistant Secretary.

27th day of April, 1953

Florence Carroll

COMMISSIONER OF DEEDS,
CITY OF NEW YORK.

I, A. J. Miller, assistant secretary of The Fidelity and Casualty Company of New York, do hereby certify that I have compared the copy of the power of attorney overleaf and the foregoing copy of the affidavit annexed to the said power of attorney with the originals now on file in the home office of the said Company, and that the same are correct transcripts therefrom and of the whole of the said originals, and that the said power of attorney has not been revoked and is now in full force and effect.

In testimony whereof I have hereunto set my hand and affixed the seal of the said Company this 20th day of July, in the year of one thousand nine hundred and 56

A. J. Miller
Assistant Secretary