

He - 22444

(3370)

The State of Alabama*Baldwin*

County

Circuit

Court.

Know all Men by these Presents, That we,

*Bill Harden & Co**Harden Motors*

are held and firmly bound unto

William McDavid

in the sum of

Four Hundred & no/100

Dollars,

for which payment well and truly to be made, we bind ourselves, our heirs, executors, and administrators, jointly and severally, by these presents.

Sealed with our seals, and dated this

11

day of

November, 19*57*

The Condition of this Obligation is such, That whereas, the above named

commenced an action of Detinue against the

said

William McDavid

in the

Circuit

Court of said County, on the

7

day of

Nov., 19*57*, by the indorsement of the Clerk of said Court on the summons in said action, any Sheriff of the State of Alabama was commanded to take into his possession the following described property, to wit:*One 1949 Super Buick Indor Automobile*

which said summons, together with said indorsement thereon, was, on the *7* day of *Nov.* 19*57*, placed in the hands of *Jaylor Wilkins* as Sheriff of said County, for due execution thereof, and on the _____ day of _____, 19____, was executed by

said Sheriff taking possession of the following property, to wit:

One 1949 Super Buick Indor Auto.

and, whereas, the said

William McDavid

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the Defendant *ha^d* neglected, for five days thereafter, to give bond and take possession of

said property as authorized by law, and upon the execution of this Bond the said Sheriff has delivered to the said Defendant Bill Harden the said property taken into his possession: Now, therefore, if the Plaintiff William McDavied aforesaid, shall deliver the said property to the said Defendant he within thirty days after judgment, and pay damages for the detention of the property, and costs of suit, in case he shall fail in said suit, then this obligation to be void, otherwise to remain in full force. And we and each of us hereby waive all right of claim of exemption we or either of us have now, or may hereafter have, under the Constitution and laws of the State of Alabama; and we hereby severally certify that we have property free from all incumbrance to the full amount of the above Bond.

Witness our hands and seals, this 11 day of November, 1957

Bill Harden (Seal.)

L. J. Jenkins (Seal.)

(Seal.)

(Seal.)

Approved 19th day of Nov, 1957

L. J. Jenkins Sheriff.

No. _____

The State of Alabama

County. _____

Court. _____

Plaintiff _____

vs. _____

Defendant _____

PLAINTIFF'S REPLEVY BOND
IN ACTION OF DETINUE

Filed, this _____ day

of _____, 19 _____

Clerk. _____

16746 ROBERTS & SON, BIRMINGHAM

State of Alabama
County of Monroe
I, Charles Eugene, as Sheriff of Monroe County, Alabama, do hereby certify that if this bond were presented to me in this County, I would affirm the same as good and sufficient.
This 11th day of November, 1957
Charles Eugene, Sheriff of Monroe County, Alabama.

THE STATE OF ALABAMA,

CIRCUIT COURT.

Baldwin

COUNTY.

KNOW ALL MEN BY THESE PRESENTS, That we, Bill Harden, Lawrence
Fountain

are held and firmly bound unto William McDavid, alias James Kelly, and
Taylor Williams

his heirs, executors, and administrators, in the sum of One Hundred and No/100

DOLLARS, for the payment of which we jointly and severally bind ourselves, our heirs, executors, and administrators, firmly by these presents. And in favor of said undertaking, we and each of us waive our right of exemptions under the Constitution and Laws of Alabama.

Sealed with our seals and dated, this day of November, 1957

THE CONDITION OF THIS OBLIGATION is such that, whereas the above bounden haS on the day of November, 1957, sued out from the office of the Clerk of the Circuit Court of Baldwin County, in said State, a Writ of Detinue, returnable to the Term, 19 , of said Court against the said William McDavid, alias James Kelly and Taylor Williams for the recovery of the following property—to wit:

One 1949 Super Buick Tudor Automobile, Florida Tag # 9W11901

Now, if the said Bill Harden shall fail in said suit, and shall pay to the said William McDavid, alias James Kelly, and Taylor Williams, the Defendants in said Writ, all such costs and damages as they may sustain by the wrongful suing out thereof, then this obligation to be void; otherwise to remain in full force and effect.

Approved, this 7

day of November, 1957

x Bill Harden (L. S.)

L. J. Fountain (L. S.)

(L. S.)

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(L. S.)

Clerk.

THE STATE OF ALABAMA,

CIRCUIT COURT.

Monroe

COUNTY.

Before me, L. A. Hixon, Clerk of the Circuit Court of Monroe County,
Alabama
personally appeared Bill Harden

who, having been by me duly sworn, deposeth and say that the following property—to wit:

One 1949 Super Buick Tudor Automobile, Florida Tag #9W11901

for the recovery of which he has instituted suit this day in the Circuit Court of Baldwin

County against William McDavid, alias James Kelly, ~~and James Kelly~~

is the property of Bill Harden, the affiant, by virtue of a conditional sales contract executed by William McDavid which is now in default.

x Bill Harden

Sworn to and subscribed before me, this 7th day of November, 1957

L. A. Hixon

State of Alabama)
County of Monroe)

I, L. A. Hixon, Clerk of the Circuit Court of Monroe County, Alabama, do hereby certify that if the bond in detinue executed herewith was presented to me as said Clerk that I would approve the same as good and sufficient.

Witness my hand this the 7th day of November, 1957.

L. A. Hixon

Circuit Court Clerk, Monroe County, Alabama.

No. 3390

The State of Alabama,

Baldwin COUNTY.

CIRCUIT COURT.

W. Bill Harden d/b/a Harden
Motors

vs.

William McDavid et al

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AFFIDAVIT AND BOND IN DETINUE.

Filed, this 7 day of November, 1957.

Adrian French
Clerk.

Attorney.

The State of Alabama, BALDWIN CountyCIRCUIT COURT

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETING:

You are hereby commanded to summon William McDavid, alias James Kelly, ~~and~~to appear before the Circuit Court of Baldwin County, Alabama, at the place of holding the same and plead, answer, or demur, within thirty days from service hereof to the complaint ofBill Harden, doing business as Harden Motors,Witness my hand, this 7 day of November, 19 57Reese J. Hensho, Clerk.IF THE DEFENDANT FAILS TO APPEAR AND PLEAD OR DEMUR WITHIN THIRTY DAYS AFTER SERVICE
THE PLAINTIFF MAY TAKE JUDGMENT BY DEFAULT

COMPLAINT

Bill Harden, doing business
as Harden Motors

VS.

William McDavid, alias James
Kelly, ~~and~~

Plaintiff

Defendant

The Plaintiff claim of the Defendant the following personal property-to wit:One 1949 Super Buick Tudor Automobile, Florida Tag # 9W11901with the value of the hire or use thereof during the detention-to wit, from the 7th day of
November, 19 57(Plaintiff's attorney acknowledges himself as surety for the cost
of this cause)M. Coxwell, Plaintiff's Attorney