

DANIEL N. SLAY,

Plaintiff,

-VS-

HENRY C. DAVIDSON and
NELL F. DAVIDSON,

Defendants.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

3412

PLEAS AND SUGGESTIONS

Come the Defendants in the above styled cause and offer the following separate and several pleas:

ONE

The Defendants say that the Plaintiff has no title to the goods sued for.

TWO

The Defendants say that the Plaintiff has no right to the goods sued for.

THREE

Come the Defendants and as a plea in this cause, suggest that this action is brought by a mortgagee or vendor claiming title to the goods sued for under a mortgage given to secure the part of the purchase price of said goods, and the Defendants plead that the Court will under Section 929 of Title 7, 1940 Code of Alabama, ascertain the amount of the mortgage debt and order that if the debt so ascertained, together with interest and costs, be paid within thirty (30) days from the date of any judgment which might be rendered against the Defendants in this cause, no execution be issued against them.

FOUR

That this action is brought by a mortgagee, or vendor, claiming title under such mortgage and the Defendants say that the goods sold and conveyed to them for which the mortgage was given to secure their purchase price of the property mortgaged, and that the Plaintiff in addition to publicly advertising said equipment as modern, in order to induce the Defendants to purchase said property, made the following warranties:

A. That the Plaintiff warranted that the water heating

system, a part of the property mortgaged, was in good working order when in fact the water heating system was not in good working order.

B. That the Plaintiff, seller, warranted that the dish-washing machine was in good working order, when in fact said dish-washing machine was not in good working order.

C. That the Plaintiff, seller, warranted that the air conditioning unit was in good working order, when in fact said air conditioning unit was not in working order.

D. That the Plaintiff, seller, warranted that the two (2) refrigerators were in good working order, when, in fact, one (1) of the refrigerators was not in working order.

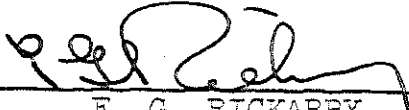
E. Defendants further say that there was a ventilating fan and a fire-proof motor installed in said premises for the purpose of drawing out fumes and gases from the kitchen, and that the Plaintiff, after showing said fan and motor to the Defendants, and warranting them to be part of the property conveyed under the Bill of Sale, did remove said fan and motor from the premises without the Defendants' knowledge.

F. That the Plaintiff did further warrant that the property conveyed under said mortgage was free and clear of all encumbrances when, in fact, there is an uncanceled certificate of lien in favor of the State Department of Revenue against the property conveyed, which lien is dated 7 April, 1952, and is for the sum of ~~FOUR HUNDRED TWENTY-THREE DOLLARS AND THIRTY-EIGHT CENTS~~ TWO HUNDRED AND EIGHTY DOLLARS AND ELEVEN CENTS (\$280.11), and is evidenced by a lien recorded in the Probate Court of Baldwin County, Alabama.

G. That the Plaintiff warranted that the walk-in cooler in said premises and which was part of the goods sold, would be in operable condition by expending a reasonable amount for repairs, not merely connecting the motor and compressor with the cooling unit, when, in fact, the walk-in cooler would not operate when the parts were connected as aforesaid.

The Defendants further say that they were forced to spend the sum of ~~FOUR HUNDRED TWENTY-THREE DOLLARS AND THIRTY-EIGHT CENTS~~ FOUR HUNDRED TWENTY-THREE DOLLARS AND THIRTY-EIGHT CENTS (\$423.38) in repairing the walk-in cooler, and TWO HUNDRED

AND SIXTEEN DOLLARS AND SEVENTY-FOUR CENTS (\$216.74) in repairing the hot-water heater, and the sum of ONE HUNDRED AND THIRTY-NINE DOLLARS AND FIVE CENTS (\$139.05) in repairing the refrigerator, and ONE HUNDRED AND FIFTY-FOUR DOLLARS AND NINETY-THREE CENTS (\$154.93) in repairing the exhaust fan and motor, and TWO HUNDRED AND TWENTY-FIVE DOLLARS AND SIXTY-SIX CENTS (\$225.66) in repairing the air conditioning unit, and will have to expend the sum of TWO HUNDRED AND EIGHTY- DOLLARS AND ELEVEN CENTS (\$280.11), plus interest and penalties since April 7, 1952, all to the Defendants' damages which they offer to set off against the mortgage debt and that said warranties were relied on by the Defendants in incurring the debt secured by this mortgage.


E. G. RICKARBY
Attorney for Defendants.

Defendants demand trial by Jury.

Filed Mar. 7, 1958
Oliver J. Luck, Clerk


E. G. RICKARBY,
Attorney for Defendants.

*I have by accept a copy
from E. G. Rickarby as service
in this plea -*

John D. Luck

DANIEL N. SLAY

Plaintiff

-VS-

HENRY C. DAVIDSON
and NELL F. DAVIDSON

Defendants

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

REPLICATION

Comes the Plaintiff in the above style cause and for answer to the Defendant's plea number three (3) says: That the Plaintiff is not claiming as a Mortgagee but is claiming Title under a Mortgage Foreclosure Sale.

For answer to Defendant's Plea four (4) Plaintiff says: That the matters alledged in this plea have been adjudicated by the Court in a prior hearing and the Plaintiff pleads Res Adjudicata.

Plaintiff further states that the Defendant's are not entitled to a trial by Jury because the demand was not seasonably made.

Filed Apr. 10, 1958
Alice J. Luck
clerk

John V. Duck
Attorney for Plaintiff

DETINUE BOND

STATE OF ALABAMA)
BALDWIN COUNTY)

KNOW ALL MEN BY THESE PRESENTS: That we, DANIEL N. SLAY, as Principal, and the undersigned, as sureties, are held and firmly bound unto HENRY C. DAVIDSON & NELL F. DAVIDSON, their heirs, executors and administrators in the sum of THREE HUNDRED (\$300.00) DOLLARS for the payment of which we, the principal and sureties, bind ourselves, our successors, assigns, heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals and dated this the 28th day of November, 1957.

The condition of the above obligation is such that, Whereas, the above bounded Daniel N. Slay has on the 29th day of November, 1957, sued out from the office of the Clerk of the Circuit Court of Baldwin County, Alabama, a writ of detinue, returnable to the said Circuit Court, against the said Henry C. Davidson & Nell F. Davidson for the recovery of the following described property, to-wit:

- 2 Large potted plants with several smaller plants
- 1 Lot table silver plate, international triple plate
- 1 Lot Syracuse China
- 20 Sugar bowls
- 40 Salt and pepper shakers and ash trays
- 1 Case Water Glasses, ice tea glasses
- 12 Service Trays
- 1 Cashier stool
- 1 Check writing machine-Serial No. 15040608
- 11 Chrome finish napkin holders
- 2 Stainless steel silver trays
- 1 Stainless steel coffee pot 1 gallon
- 2 Stainless steel coffee pots, one half gallon
- 1 Smoker Stand
- 4 Small linen top tables
- 8 Large linen top tables
- 4 Formica top tables with stainless steel base
- 46 Upholstered chairs
- 1 Linen and duran covered lounge
- 2 Child's high chairs
- 1 Cigar case
- 1 Pie case stainless steel
- 1 Fruit juicer, make Hamilton Beach
- 1 3-urn coffee maker
- 1 Coffee stand and hood, stainless steel
- 1 Stainless Steel tea urn, 3 gallon
- 1 Kelvinator dry box, 4 holes
- 1 Unit carrier air conditioner, 5-tons
- 1 Stainless steel service stand
- 1 Wood service stand

- 2 Hat racks-wood
- 4 Units) Booths, complete with chrome finish hat racks
- 1 Plate glass mirror 36"x48"
- 4 Framed pictures, 24"x 24"
- 1 Unit counter top, Formica 28 Feet
- 14 Stools, stainless steel, with duran plastic covered top.
- 1 Unit water cooler with ice compartment, floor model
- 1 Counter top, formica, back bar type
- 1 Water bin with ice compartment, stainless steel
- 1 Unit neon sign complete, incl, name, Chef Danny's Restaurant plus two neon window signs, name, Chef Danny's Restaurant plus set of neon tubing around front of building
- 1 Range, Garland, combination, commercial, Serial No. P7 3BE
- 1 Canopy and wall back, stainless steel
- 2 Sandwich tables, maple top, metal base-1 with pot rack
- 1 Stainless steel top and back steam table, 10 holes
- 1 Hobart dishwasher, Serial No. 84353
- 1 Toaster, Toastmaster, Serial No. 16627
- 1 Water heater, day and night, size 10, Serial No. 44961
- 1 Walk-in Cooler, Larkin unit, Stainless steel complete
- 1 Hobart Meat grinder, Serial No. 1022627. Model No. 44961
- 1 Hobart Meat Slicer, Serial No. 1006987
- 1 Russman Commercial cooler, 3 door
- 1 Dearborn heater
- 1 Lot cook hand tools
- 7 Sish trays, stainless steel
- 1 Range, Detroit Jewel, commercial
- 1 Cash register, chrome finish, Serial No. 1944-3s-1B 1
- 1 Desk, wood, painted lime
- 1 Hotpoint dry tray. Serial No. 4027574
- 1 Norge Refrigerator, 2-dr. Commercial type
- 1 Maple boss chopping block
- 1 Work table, inlaid linoleum top
- 2 Child booster chairs
- 1 Hotpoint frylator. Serial No. 4120104
- 1 Case Flourescent tubes
- 1 French fry cutter-wall type
- 1 Model 200 Hobart Steakmaster
- 1 Reynolds 2-speed mixer, Serial No. C-27189-complete

Now, if the said Daniel N. Slay shall fail in the said suit and shall pay to the said Henry C. Davidson & Nell F. Davidson, the Defendants in the said writ, all such costs and damages as they may sustain by reason of the wrongful complaint in the said cause, then this obligation to be null and void, otherwise to remain in full force and effect.

Daniel N. Slay (Seal)
Charles Slay (Seal)
Wack F. Taylor (Seal)

Taken and approved this 29 day
of Nov, 1957.

18

Deirdre J. Smith
Clerk of the Circuit Court of Baldwin Co. ALA.

DETINUE AFFIDAVIT

STATE OF ALABAMA)
)
BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared DANIEL N. SLAY, WHO, after being by me first duly and legally sworn, deposes and says: That the property sued for in the Complaint of DANIEL N. SLAY, Plaintiff, vs HENRY C. DAVIDSON & NELL F. DAVIDSON, Defendant, in the Circuit Court of Baldwin County, Alabama, to-wit:

- 2 Large potted plants with several smaller plants
- 1 Lot table silver plate, international triple plate
- 1 Lot Syracuse China
- 20 Sugar bowls
- 40 Salt and pepper shakers and ash trays
- 1 Case Water Glasses, ice tea glasses
- 12 Service Trays
- 1 Cashier stool
- 1 Check writing machine-Serial No.15040608
- 11 Chrome finish mapkin holders
- 2 Stainless steel silver trays
- 1 Stainless steel coffee pot 1 gallon
- 2 Stainless steel coffee pots, one half gallon
- 1 Smoker stand
- 4 Small linen top tables
- 8 Large linen top tables
- 4 Formica top tables with stainless steel base
- 46 Upholstered chairs
- 1 Linen and duran covered lounge
- 2 Child's high chairs
- 1 Cigar case
- 1 Pie case stainless steel
- 1 Fruit juicer, make Hamilton Beach
- 1 3-urn coffee maker
- 1 Coffee stand and hood, stainless steel
- 1 Stainless Steel tea urn, 3 gallon
- 1 Kelvinator dry box, 4 holes
- 1 Unit carrier air conditioner, 5-ton
- 1 Stainless steel service stand
- 1 Wood service stand
- 2 Hat racks-wood
- 4 Units) Booths, complete with chrome finish hat racks
- 1 Plate Glass mirror 36"x48"
- 4 Framed pictures, 24"x24"
- 2 Unit counter top, Formica, 28 feet
- 14 Stools, stainless steel, with duran plastic covered top
- 1 Unit water cooler with ice compartment, floor model
- 1 Counter top, formica, back bar type
- 1 Water bin with ice compartment, stainless steel
- 1 Unit neon sign complete, incl. name, Chef Danny's Restaurant plus two neon window signs, name, Chef Danny's Restaurant plus set of neon tubing around front of building
- 1 Range, Garland, combination, commercial, Serial No. B7 3BE
- 1 Canopy and wall back, stainless steel
- 2 Sandwich tables, maple top, metal base-1 with pot rack
- 1 Stainless steel top and back steam table, 10 holes
- 1 Hobart dishwasher, Serial No. 84353

- 1 Toaster, Toastmaster, Serial No. 16627
- 1 Water heater, day and night, size 10, Serial No. 44961
- 1 Walk-in Cooler, Larkin Unit, Stainless steel complete
- 1 Hobart Meat grinder, Serial No. 1022627, Model No. 44961
- 1 Hobart Meat slicer, Serial No. 1006987
- 1 Russman Commercial cooler, 3 door
- 1 Dearborn heater
- 1 Lot cook hand tools
- 7 Dish trays, stainless steel
- 1 Range, Detroit Jewel, commercial
- 1 Cash register, chrome finish, Serial No. 1944-3s-1B-1 lc
- 1 Desk, wood, painted lime
- 1 Hotpoint dry tray, Serial No. 4027574
- 1 Norge Refrigerator, 2-dr, commercial type
- 1 Maple boss chopping block
- 1 Work table, inlaid linoleum top
- 2 Child booster chairs
- 1 Hotpoint fryalator, Serial No. 4120104
- 1 Case Flourescent tubes
- 1 French fry cutter - wall type
- 1 Model 200 Hobart Steakmaster
- 1 Reynolds 2-speed mixer, Serail No. C-27189, complete

belongs to Daniel N. Slay, the said Plaintiff.


Daniel N. Slay

Sworn to and subscribed before me on
this the 28 day of November, 1957.


Notary Public, Baldwin County, Alabama.

Filed Nov. 29, 1957
Alice J. Luck, Clerk

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon HENRY C. DAVIDSON & NELL F. DAVIDSON to appear within 30 days from the service of this writ in the Circuit Court, to be held for said County in the place of holding same, then and there to answer the complaint of Daniel N. Slay.

Witness my hand this 29 day of Nov, 1957.

Reisner
Clerk of Circuit Court.

DANIEL N. SLAY,
Plaintiff

-VS-

HENRY C. DAVIDSON &
NELL F. DAVIDSON
Defendants

) IN THE CIRCUIT COURT OF
)
) BALDWIN COUNTY, ALABAMA
)
) AT LAW.
)
)
)
)
)
)

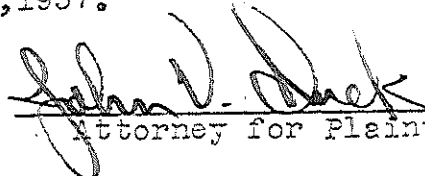
COUNT ONE:

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

- 2 Large potted plants with several smaller plants
- 1 Lot table silver plate, international triple plate
- 1 Lot Syracuse China
- 20 Sugar bowls
- 40 Salt and pepper shakers and ash trays
- 1 Case Water Glasses, ice tea glasses
- 12 Service Trays
- 1 Cashier stool
- 1 Check writing machine--Serial No. 15040608
- 11 Chrome finish napkin holders
- 2 Stainless steel silver trays
- 1 Stainless steel coffee pot 1 gallon
- 2 Stainless steel coffee pots, one half gallon
- 1 Smoker stand
- 4 Small linen top tables
- 8 Large linen top tables
- 4 Formica top tables with stainless steel base

46 Upholstered chairs
 1 Linen and duran covered lounge
 2 Child's high chairs
 1 Cigar case
 1 Pie case stainless steel
 1 Fruit juicer, make Hamilton Beach
 1 3-urn coffee maker
 1 Coffee stand and hood, stainless steel
 1 Stainless Steel tea urn, 3 gallon
 1 Kelvinator dry box, 4 holes
 1 Unit carrier air conditioner, 5-tons
 1 Stainless steel service stand
 1 Wood service stand
 2 Hat racks-wood
 4 Units) Booths, complete with chrome finish hat racks
 1 Plate glass mirror 36" x 48"
 4 Framed pictures, 24" x 24"
 1 Unit counter top, Formica, 28 Feet.
 14 Stools, stainless steel, with duran plastic covered top.
 1 Unit water cooler with ice compartment, floor model
 1 Counter top, formica, back bar type
 1 Water bin with ice compartment, stainless steel
 1 Unit neon sign complete, incl, name, Chef Danny's
 Restaurant plus two neon window signs, name, Chef
 Danny's Restaurant plus set of neon tubing around
 front of building
 1 Range, Garland, combination, commercial, Serial No.
 B7 3BE
 1 Canopy and wall back, stainless steel
 2 Sandwich tables, maple top, metal base-1 with pot rack
 1 Stainless steel top and back steam table, 10 holes
 1 Hobart dishwasher, Serial No. 84353
 1 Toaster, Toastmaster, Serial No. 16627
 1 Water heater, day and night, size 10, Serial No. 44961
 1 Walk-in Cooler, Larkin unit, Stainless steel complete
 1 Hobart Meat grinder, Serial No. 1022627. Model No. 44961
 1 Hobart Meat slicer, Serial No. 1006987
 1 Russman Commercial cooler, 3 door
 1 Dearborn heater
 1 Lot cook hand tools
 7 Dish trays, stainless steel
 1 Range, Detroit Jewel, commercial
 1 Cash register, chrome finish, Serial No. 1944-3s-1B-1 IC
 1 Desk, wood, painted lime
 1 Hotpoint dry tray, Serial No. 4027574
 1 Norge refrigerator, 2-dr, commercial type
 1 Maple boss chopping block
 1 Work table, inlaid linoleum top
 2 Child booster chairs
 1 Hotpoint frylator, Serial No. 4120104
 1 Case Fluorescent tubes
 1 French fry cutter - wall type
 1 Model 200 Hobart Steakmaster
 1 Reynolds 2-spread mixer, Serial No. C-27189- complete,

with the value of the hire or use thereof during the detention,
 viz: From the 30th day of October, 1957.


 Attorney for Plaintiff

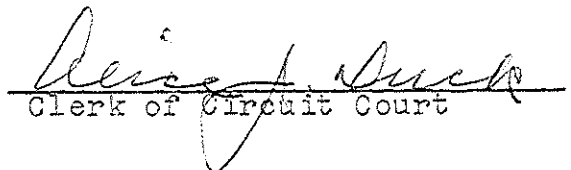
STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

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 gives bond payable to the Plaintiff with securities in double the value of the property, conditioned that if the Defendant is cast in the suit he will, within 30 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 29 day of Nov, 1957.


Clerk of Circuit Court

Executed 7th day of Dec., 1957
Service on Henry C. Davidson &
Nell F. Davidson

By attaching the within described property
and leaving with Mr. Davison with the execution
of the following property:

- 1 cs water glasses, ice tea glasses
- 6 service trays
- 1 range, garland, combination, commercial, serial # B7 3BE
- 1 Russman Commercial Collier, 3 dr.
- 1 Lot cook hand tools
- 1 No. ge Refrigerator, 2 dr. Comm. Type
- 1 cs. Flourescent tubes

Taylor Wilkins, /s/ Sheriff

Property returned to Deft. at end of 10 days

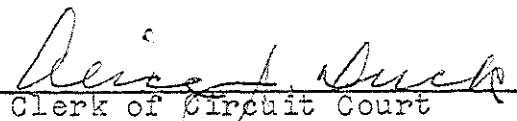
STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

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 gives bond payable to the Plaintiff with securities in double the value of the property, conditioned that if the Defendant is cast in the suit he will, within 30 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 24 day of Nov, 1957.


Clerk of Circuit Court

Executed 7th day of Dec., 1957
Service on Henry C. Davidson &
Nell F. Davidson

By attaching the within described property
and leaving with Mr. Davison with the execution
of the following property:

- 1 cs water glasses, ice tea glasses
- 6 service trays
- 1 range, garland, combination, commercial, serial # B7 3BE
- 1 Russman Commercial Coller, 3 dr.
- 1 Lot cook hand tools
- 1 No. ge Refrigerator, 2 dr. Comm. Type
- 1 cs. Flourescent tubes

Taylor Wilkins, /s/ Sheriff

Property returned to Deft. at end of 10 days

BALDWIN COUNTY

You are hereby commanded to summon HENRY C. DAVIDSON & NELL F. DAVIDSON to appear within 30 days from the service of this writ in the Circuit Court, to be held for said County in the place of holding same, then and there to answer the complaint of Daniel N. Slay.

Richard L. Burke
Clerk of Circuit Court.

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

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

- 2 Large potted plants with several smaller plants
1 Lot table silver plate, international triple plate
1 Lot Syracuse China
20 Sugar Bowls
40 Salt and pepper shakers and ash trays
1 Case Water Glasses, ice tea glasses
12 Service Trays
1 Cashier stool
1 Check writing machine --Serial No. 15040608
11 Chrome finish napkin holders
2 Stainless steel silver trays
1 Stainless steel coffee pot 1 gallon
2 Stainless steel coffee pots, one half gallon
1 Smoker stand
4 Small linen top tables
8 Large Linen top tables
4 Formica top tables with stainless steel base
46 Upholstered chairs
1 Linen and duran covered lounge
2 Child's high chairs
1 Cigar case
1 Pie case stainless steel
1 Fruit juicer, make Hamilton Beach
1 3-urn coffee maker
1 Coffee stand and hood, stainless steel
1 Stainless Steel tea urn, 3 gallon
1 Kelvinator dry box, 4 holes
1 Unit carrier air conditioner, 5-tons
1 Stainless steel service stand
1 Wood service stand
2 Hat racks -wood
4 Units) Booths, complete with chrome finish hat racks
1 Plate glass mirror 36" x 48"
4 Framed pictures, 24" x 24"

- 1 Unite counter top, Formica, 28 feet.
- 14 Stools, stainless steel, with duran plastic covered top.
- 1 Unit water cooler with ice compartment, floor model
- 1 Counter top, formica, back bar type
- 1 Water bin with ice compartment, stainless steel
- 1 Unit neon sign complete, incl, name, Chef Danny's Restaurant
plus two neon window signs, name, Chef Danny's Restaurant plus
set of neon tubing around front of building
- 1 Range, Garland, combination, commercial, serial No. B7 3BE
- 1 Canopy and wall back, stainless steel
- 2 Sandwich tables, maple top, metal base-1 with pot rack
- 1 Stainless steel top and back steam table, 10 holes
- 1 Hobart dishwasher, Serial No. 84353
- 1 Toaster, Toastmaster, Serial No. 16627
- 1 Water heater, day and night, size 10 Serial No. 44961
- 1 Walk-in Cooler, Iarkin unit, Stainless steel complete
- 1 Hobart Meat grinder, Serial No. 1022627. Model No. 44961
- 1 Hobart Meat slicer, Serial No. 1006987
- 1 Russman Commercial cooler, 3 door
- 1 Dearborn heater
- 1 Lot cook hand tools
- 7 Dish trays, stainless steel
- 1 Range, Detroit Jewel, commercial
- 1 Cash register, chrome finish, Serial No. 1944-3s-1B-1 1C
- 1 Desk, wood, painted lime
- 1 Hotpoint dry tray, Serial No. 4027574
- 1 Norge refrigerator, 2 dr, commercial type
- 1 Maple boss chopping block
- 1 Work table, inlaid linoleum top
- 2 Child booster chairs
- 1 Hotpoint frylator, Serial No. 4120104
- 1 Case Flourescent tubes
- 1 French fry cutter - wall type
- 1 Model 200 Hobart Steakmaster
- 1 Reynolds 2-spread mexer, Serial No. C-27189- complete,

with the value of the hire or use thereof during the detention, viz; From the
30th day of October, 1957.

Attorney for Plaintiff

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

The Plaintiff having given bond and made affidavit as required by law you are hereby required to take the property mentioned in the complaint in- to your possession, unless the Defendant gives bond payable to the Plaintiff with securities in double the value of the property, conditioned that if the Defendant is cast in the suit he will, within 30 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 ____ day of _____, 1957.

Clerk of Circuit Court

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA

P. O. BOX 71

March 5, 1958

Mrs. Alice Duck
Clerk of Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

Inre: Daniel N. Slay
vs: Henry C. Davidson
and
Nell F. Davidson
Our File: 4172

With this I am handing you some pleas in the case
of Slay vs. Davidson.

Please file and you will notice that Mr. Duck, the
attorney for the Plaintiff, has acknowledged such.

Yours very truly,



EGR/nmk

encl.

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA
April 29, 1958

P. O. BOX 71

Mrs. Alice Duck
Clerk of the Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

Inre: Slay vs. Davidson
Our File: 4172

Enclosed find Demurrer in the case of Slay vs.
Davidson.

Please file and oblige.

Yours very truly,



EGR/ts
Encl.
5-10-58
cc: Mr. John S. Duck

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA

January 6, 1958

Mrs. Alice Duck
Clerk of the Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

Inre: Slay vs. Davidson
Our File: 4172

With this we are handing you demurrer in the above
styled cause.

Yours very truly,



EGR/nmk

cc: Mr. John Duck

DANIEL N. SLAY,

Plaintiff

VS.

HENRY C. DAVIDSON &
NELL F. DAVIDSON

Defendants

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

Comes the defendants in the above styled cause and offers the following seperate and several demurrers to the plaintiff's complaint:

ONE

That said complaint is vague, indefinite, and uncertain in that it does not sufficiently describe the property to inform the sheriff of what he should repossess in case a judgment is entered thereon, in that it describes One (1) Lot table silver plate, international triple plate, One (1) Lot Syracuse China, One (1) Lot cook hand tools.

Filed Jan. 8, 1958
Alice J. Luck
Clerk


E. G. Rickarby
Attorney for Defendants

DANIEL N. SLAY,

Plaintiff,

-VS-

HENRY C. DAVIDSON and
NELL F. DAVIDSON,

Defendants.

¶

¶

¶

¶

¶

¶

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

DEMURRER

Come the Defendants and offer the following demurrer
to Plaintiff's first replication to Plea Three (3):

Said replication shows no facts to prevent the
suggestion mentioned in Code Section 929 of Title 7 from
applying.

Filed 5-1-58
Alice J. Luck, Clerk


E. G. RICKARBY,
Attorney for Defendants.