

SOUTHERN GULF LUMBER COMPANY, : IN THE CIRCUIT COURT OF
A CORP., D/E/A DELANEY'S, :

PLAINTIFF, :

BALDWIN COUNTY, ALABAMA

VS:

WILLIAM HARVILLE AND SADIE
HARVILLE, SEPARATELY AND
SEVERALLY,

AT LAW

DEFENDANTS.

NO. 3776

CCUNT ONE

THE PLAINTIFF CLAIMS OF THE DEFENDANTS, SEPARATELY
AND SEVERALLY, THE FOLLOWING PERSONAL PROPERTY, TO-WIT:

ONE PROPANE TANK, MODEL No. 150AG,
SERIAL No. 2352.

ONE FULL SIZE WELEILT RANGE, SERIAL
No. 195945.

WITH THE VALUE OF HIRE OR USE THEREOF DURING
THE DETENTION VIZ: FROM THE 11TH DAY OF NOVEMBER, 1958.

PLAINTIFF AVERS THAT THE ABOVE DESCRIBED PROPERTY
WAS PURCHASED BY THE DEFENDANT BY VIRTUE OF A CON-
DITIONAL SALES CONTRACT, WHEREIN THEY AGREED TO PAY A
REASONABLE ATTORNEY'S FEE, AND THE PLAINTIFF AVERS THAT
IT SHOULD BE AWARDED A REASONABLE FEE IN THE SUM OF
THIRTY FIVE AND 00/100 (\$35.00) DOLLARS.

PLAINTIFF FURTHER AVERS THAT IN SAID CONDITIONAL
SALES CONTRACT WHEREIN THE TITLE TO THE ABOVE DESCRIBED
GOODS WAS RETAINED BY THE PLAINTIFF THAT THE DEFENDANT
DID WAIVE ALL RIGHTS IN AND TO THEIR EXEMPTION OF
PERSONAL PROPERTY UNDER THE CONSTITUTION AND LAWS OF
THE STATE OF ALABAMA.


COLLINS, GALLOWAY & MURPHY

By: Henry W. Galloway
ATTORNEYS FOR PLAINTIFF

ADDRESS OF DEFENDANTS:

GENERAL DELIVERY
BAY MINETTE, ALABAMA

THE PLAINTIFF, SOUTHERN GULF LUMBER COMPANY,
A CORPORATION, D/E/A DELANEY'S HAVING MADE AFFIDAVIT
AND GIVEN BOND, AS REQUIRED BY TITLE 7, SECTION 918,
OF THE CODE OF ALABAMA, THE SHERIFF IS REQUIRED TO
TAKE THE PROPERTY MENTIONED IN THE WITHIN COMPLAINT
INTO HIS POSSESSION, UNLESS THE DEFENDANTS GIVE BOND,
PAYABLE TO THE PLAINTIFF, WITH SUFFICIENT SURETY IN
DOUBLE THE AMOUNT OF THE VALUE OF THE PROPERTY, WITH
CONDITIONS THAT IF THE DEFENDANT IS CAST IN THE SUIT,
WILL, WITHIN THIRTY DAYS THEREAFTER, DELIVER THE
PROPERTY TO THE PLAINTIFF, AND PAY ALL COSTS AND
DAMAGES WHICH MAY ACCRUE FROM THE DETENTION THEREOF.


CLERK

3776

Faint, illegible text, likely bleed-through from the reverse side of the page.

FILED
FEB 27 1959
ALICE J. DUCK, CLERK
REGISTER

THE STATE OF ALABAMA, }
BALDWIN County

Know All Men by These Presents, That we SOUTHERN GULF LUMBER Co., INC., A
CORP., D/E/A DELANEY'S AND E. E. DELANEY AND E. A. TRIGG

are held and firmly bound unto WILLIAM HARVILLE AND of BALDWIN
SADIE HARVILLE
County, in the sum of THREE HUNDRED FIFTY & 00/100 Dollars, and costs to be paid to the said

WILLIAM HARVILLE AND SADIE HARVILLE, THEIR

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, severally,
and firmly, by these presents. Sealed with our seals and dated this _____ day of

_____ 195_____

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

SOUTHERN GULF LUMBER Co., INC., A CORP., D/E/A DELANEY'S

on the day of the date hereof hath obtained at the suit of ITSELF

A Summons and complaint for the recovery of personal chattels in specie against _____

WILLIAM HARVILLE AND SADIE HARVILLE

and asks an endorsement on the summons, "That the Sheriff is required to take the property men-
tioned in said Complaint into his possession," as required by law in such cases, which Summons and
Complaint are returnable to the Court of General Sessions of Mobile County, on the _____ day
of _____, 195_____, and which endorsement is made upon the plaintiff entering
into this Bond.

Now, if the said Plaintiff shall fail in this suit, and pay the Defendant all such costs and damages

WILLIAM HARVILLE AND SADIE HARVILLE

THEY may sustain by reason of the wrongful complaint

in said cause, then this obligation to be void; otherwise to remain in full force and effect.

SOUTHERN GULF LUMBER Co., INC., A CORP., D/E/A DELANEY'S

Approved:

By: [Signature] (L.S.)

[Signature] (L.S.)

[Signature] (L.S.)

[Signature]
Clerk of The Court of General Sessions of Mobile County.

State of Alabama, County of Mobile } I, the undersigned, JOHN E. MANDEVILLE, Clerk
of the Circuit Court of Mobile County, Alabama, do hereby certify that were the
above bond submitted to me, I would approve the same. Done this 24 day of Februar
1959.

[Signature]
JOHN E. MANDEVILLE, Clerk, Circuit Court, Mobile
County, Alabama.

THE STATE OF ALABAMA,
Mobile County

MARY L. GRIMSLEY, NOTARY PUBLIC, MOBILE COUNTY, ALA.

Before me, ~~S. M. Wright, Clerk of the Court of General Sessions of Mobile County~~, personally

appeared TOM TUGGLE

who, being duly sworn, deposes and saith: That the property sued for in the complaint of
SO. GULF LUMBER CO., INC., A
CORP., D/E/A DELANEY'S vs. WILLIAM HARVILLE AND SADIE HARVILLE

to-wit:

ONE PROPANE TANK, MODEL No. 150AG, SERIAL No. 2352,

ONE FULL SIZE WELBILT RANGE, SERIAL No. 195945

belongs to

SOUTHERN GULF LUMBER COMPANY, INC., A CORP., D/E/A DELANEY'S

the said Plaintiff.

Tom Tuggle (Seal)

Sworn to and subscribed before me this 20

day of February, A. D., 1957

Mary L. Grimsley

~~Clerk of the Court of General Sessions of Mobile County~~

NOTARY PUBLIC, MOBILE COUNTY, ALA.

No. 3776

DETINUE
Bond and Affidavit

vs.