

3846

AFFIDAVIT FOR ATTACHMENT

STATE OF ALABAMA
BALDWIN COUNTY }

State Bank of Elberta
vs
Richard K. Wiles

Before me, the undersigned, Alice J. Duck, Clerk of the Circuit Court in and for said County in said State, personally appeared John Haupt, who being by me first duly sworn according to law, deposes and says:

That his name is John Haupt; that he is Vice-President of and attorney-in-fact for the State Bank of Elberta, a state banking corporation organized and existing under the laws of the State of Alabama; that Richard K. Wiles is indebted to the State Bank of Elberta in the amount of One Hundred Eighty-six & 50/100 (\$186.50) Dollars, as evidenced by a chattel mortgage note executed by him, on December 30, 1958; that the said Richard K. Wiles has defaulted in the payment of said indebtedness, and there is now due the State Bank of Elberta the sum of One Hundred Eighty-six & 50/100 (\$186.50) Dollars;

That the said notes as hereinabove described secure as payment for said indebtedness one (1) 1955 Studebaker President automobile, Serial #7167263; that the said State Bank of Elberta has a mortgage lien upon said property, and that this attachment is not sued out for the purpose of vexing or harassing the said Richard K. Wiles.

John Haupt
John Haupt

Sworn to me and subscribed
before me on this 2nd day
of June, 1959.

Alice J. Duck
Circuit Clerk, Baldwin County,
Alabama

WRIT OF ATTACHMENT

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA
GREETING:

WHEREAS John Haupt as Vice-President of the State Bank of Elberta, a corporation, hath complained on oath to me, Alice J. Duck, Clerk of the Circuit Court of Baldwin County, Alabama, that Richard K. Wiles is justly indebted to the said State Bank of Elberta in the sum of One Hundred Eighty-six & 50/100 (\$186.50) Dollars; and the said John Haupt as Vice-President and agent for the State Bank of Elberta having made affidavit and given bond as required by law in such cases:

You are hereby commanded to attach on (1) 1955 Studebaker President automobile, Serial #7167263 to satisfy the debts and costs, according to the complaint; and said automobile, unless replevied, so to secure that the same may be liable to further proceedings thereon, to be had at the next term of the Circuit Court of Baldwin County, Alabama, to be held at the Court House thereof, when and where you must make known how you have executed this writ.

Witness: Alice J. Duck, Clerk of said Court, my hand
this the 2nd day of June, A.D. 1959.

Alice J. Duck
Clerk

ATTACHMENT BOND

STATE OF ALABAMA)
): KNOW ALL MEN BY THESE PRESENTS
BALDWIN COUNTY)

That we, John Haupt individually; and State Bank of Elberta by its Vice-President and attorney-in-fact, John Haupt, are held and firmly bound unto Richard K. Wiles in the sum of Three Hundred Seventy-three (373.00) Dollars, to be paid to the said Richard K. Wiles, his executors, administrators, and assigns; for which payment, well and truly to be made, we bind ours heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents. Sealed with our seals and dated this 1st day of June, 1959.

The condition of the above obligation is such that, whereas the above bounden John Haupt has on the date hereof, prayed an attachment against the estate of the above named Richard K. Wiles for the sum of One Hundred Eighty-six & 50/100ths (\$186.50) Dollars, and has obtained the same, returnable to the Circuit Court of Baldwin County, Alabama.

Now if the plaintiff shall prosecute said attachment to effect, and pay the defendant all costs and damages as may be sustained by reason of any wrongful or vexatious suing out of such attachment, then this obligation to be void, otherwise to remain in full force and effect.

John Haupt (L.S.)
John Haupt

STATE BANK OF ELBERTA

BY: John Haupt
Vice-President & Attorney-in-fact

Filed
June 2, 1959
Alice J. Hunt
Clerk

Not-Principal & Accrue-In-1901

ALICE BANK OF BRISBANE

[Signature] (L.S.)

full force and effect.

mean, then this obligation to be void, otherwise to remain in
by reason of any wronging or vexation arising out of such attach-
and say the defendant's costs and charges as may be ascertained
how it the plaintiff shall prosecute said attachment to effect,
Court of said County, appears.

Dollars, and has obtained the same, returnable to the Circuit
for the sum of one hundred ninety-six & 20/100 (196.20).
attachment against the estate of the above named Richard K. Miller
the above named John Hande use to the date hereof, being an

The completion of the above obligation is such that, whereas
and dated the 1st day of June, 1900.

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and severally, jointly or otherwise, sealed with
executors, administrators, successors, and assigns, to
which payment, well and truly to be made, we bind ourselves
Richard K. Miller, his executors, administrators, and assigns;
summed seventy-three (73.00) Dollars, to be paid to the said

by the Vice-President and Attorney-in-Law, John Hande, viz
that we, John Hande individually and State Bank of Elberta

BY DATA COUNTY)
STATE OF VERMONT) KIMM ATT NEW BY THESE PRESENTS

ATTACHMENT BOND

FILED
JUN 2 1900

ALICE J. DUCK, CLERK REGISTER

LAW OFFICES
JAMES A. BRICE
FOLEY, ALABAMA

JAMES A. BRICE
RICHARD C. LACEY

July 23, 1959

P. O. Box 298
WHITEHALL 3-3601

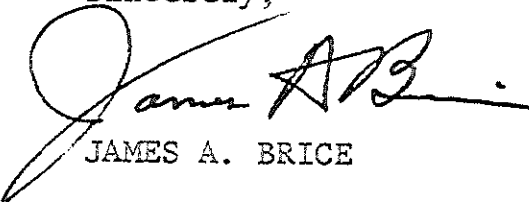
Mrs. Alice J. Duck
Circuit Clerk
Bay Minette, Alabama

Dear Mrs. Duck:

Would you please send us the cost bill for
Case No. 3846, State Bank of Elberta vs. Richard K,
Wells, filed June 2, 1959.

Thank you.

Sincerely,


JAMES A. BRICE

JAB:jcp

186.50
5.00
191.50
4.66